

FOURTEENTH DAY

(Continued)

(Wednesday, October 4, 1933)

The House met at 9:30 o'clock a. m., and was called to order by Speaker Stevenson.

GRANTING JUDGE J. D. CAMPBELL PERMISSION TO LEAVE THE STATE

Mr. McDougald offered the following resolution:

H. C. R. No. 27, Granting Judge J. D. Campbell permission to leave the State.

Whereas, The Hon. J. D. Campbell, Judge of the Sixtieth District Court of Jefferson County, Texas, is desirous of leaving the State some time during the year 1934, for the purpose of attending to personal business, and for the purpose of taking his annual vacation; therefore, be it

Resolved by the House of Representatives of the State of Texas, the Senate concurring, That the Hon. J. D. Campbell, Judge of the Sixtieth District Court of Jefferson County, Texas, be, and he is hereby, granted permission to be absent from the State of Texas at such intervals and for such time as he may see fit and proper, during the year 1934, taking into consideration the condition of the dockets of said Court.

The resolution was read second time, and was adopted.

BILL SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following enrolled bill:

H. B. No. 52, "An Act to make it unlawful to take, hunt, trap, shoot, or kill any wild quail of any species for a period of five (5) years in Gaines County, Texas; fixing penalty, and declaring an emergency."

HOUSE BILL NO. 23 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 23, A Bill to be entitled "An Act for the continuation, for the control and prevention of malaria; prescribing the duties of the State

Board of Health in reference thereto; making appropriation, and declaring an emergency."

The bill was read second time.

Mr. Scarborough offered the following committee amendment to the bill:

Amend House Bill No. 23, Section 2, Items 1 and 3, by striking out "\$2,200" in each item, and inserting in lieu thereof "1,800," and change total from "\$7,300" to "\$6,500," and strike out the words and figures "fourteen thousand six hundred dollars (\$14,600)," wherever it occurs, and insert in lieu thereof "thirteen thousand dollars (\$13,000)."

Mr. Pope offered the following substitute for the committee amendment:

Amend House Bill No. 23 by striking out lines 19 to 31, both inclusive, and insert in lieu thereof the following:

"Appropriated, for a period of twenty-three months, from October 1, 1933, in amounts and to be expended as follows:

"Item 1. One field malariologist, salary, board and traveling expense, \$2,200 per annum.

"Item 2. One specially trained laboratory malariologist, salary, stamps, literature, supplies, and apparatus for malaria control work, \$2,200 per annum."

Mr. Reader moved to table the substitute amendment by Mr. Pope.

The motion to table was lost.

Question then recurring on the substitute amendment, yeas and nays were demanded.

The substitute amendment was adopted by the following vote:

Yeas—60

Adamson.	Holloway.
Aikin.	Hoskins.
Alexander.	Huddleston.
Barrett.	James.
Barron.	Johnson
Bourne.	of Anderson.
Camp.	Jones of Runnels.
Canon.	Kyle of Palo Pinto.
Chastain.	Lemens.
Dean.	Lindsey.
Devall.	Lotief.
Fain.	McCullough.
Fisher.	Merritt.
Goodman.	Mitcham.
Graves.	Moffett.
Greathouse.	Morrison.
Harris.	Nicholson.
Hicks.	Palmer.

Pavlica.	Shults.
Pope.	Stovall.
Puryear.	Thomas.
Ramsey.	Tillery.
Ratliff.	Van Zandt.
Reed of Bowie.	Vaughan.
Roberts.	Wagstaff.
Rogers of Hunt.	Walker.
Rollins.	Weinert.
Russell.	Winningham.
Savage.	Wood.
Scott.	Young.
Shannon.	

Nays—53

Alsup.	Jackson.
Bradley.	Jefferson.
Butler.	Jones of Shelby.
Calvert.	Kyle of Hays.
Cathey.	Laird.
Clayton.	Latham.
Coombes.	Leonard.
Cowley.	Magee.
Crossley.	McDougald.
Dunagan.	McKee.
Dwyer.	Metcalf.
Engelhard.	Morse.
Few.	Munson.
Ford.	Parkhouse.
Fuchs.	Patterson.
Glass.	Ray.
Golson.	Reader.
Griffith.	Reed of Dallas.
Hankamer.	Ross.
Harman.	Scarborough.
Hartzog.	Stanfield.
Head.	Tarwater.
Hester.	Tennyson.
Hill of Webb.	Townsend.
Hughes.	Turlington.
Hunt.	Wells.
Hyder.	

Absent

Anderson.	Holland.
Baker.	Jones of Atascosa.
Bedford.	Long.
Burns.	Mackay.
Caven.	Mathis.
Celaya.	McClain.
Colson.	McGregor.
Daniel.	Moore.
Davidson.	Renfro.
Dunlap.	Riddle.
Duvall.	Rogers
Good.	of Ochiltree.
Harrison.	Smith.
Hill of Brazoria.	Stinson.
Hodges.	Stubbeman.
Holekamp.	Sullivan.

Absent—Excused

Beck.	Kayton.
Johnson	Steward.
of Dimmit.	

The amendment as substituted was then adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

House Bill No. 23 was then passed to engrossment.

MOTION TO PLACE HOUSE BILL NO. 23 ON THIRD READING

Mr. Reader moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 23 be placed on its third reading and final passage.

The motion was lost (not receiving the necessary four-fifths vote) by the following vote:

Yeas—89

Alsup.	Jefferson.
Baker.	Jones of Shelby.
Barrett.	Kyle of Hays.
Bourne.	Kyle of Palo Pinto.
Burns.	Laird.
Butler.	Latham.
Calvert.	Lemens.
Canon.	Lotief.
Cathey.	Mackay.
Clayton.	Magee.
Coombes.	McCullough.
Cowley.	McDougald.
Crossley.	McGregor.
Daniel.	McKee.
Dean.	Merritt.
Dunagan.	Metcalf.
Dwyer.	Mitcham.
Engelhard.	Morrison.
Fain.	Morse.
Few.	Munson.
Fisher.	Nicholson.
Ford.	Palmer.
Fuchs.	Parkhouse.
Golson.	Pavlica.
Good.	Pope.
Graves.	Ramsey.
Griffith.	Ratliff.
Hankamer.	Ray.
Harman.	Reader.
Hartzog.	Reed of Dallas.
Head.	Renfro.
Hester.	Roberts.
Hill of Webb.	Rogers of Hunt.
Hodges.	Rollins.
Holekamp.	Ross.
Holland.	Scarborough.
Holloway.	Shannon.
Hoskins.	Shults.
Hughes.	Sullivant.
Hyder.	Tarwater.
Jackson.	Tennyson.

Thomas.
Townsend.
Turlington.
Wagstaff.

Walker.
Wells.
Young.

Nays—26

Adamson.	Lindsey.
Aikin.	Moffett.
Alexander.	Puryear.
Chastain.	Reed of Bowie.
Devall.	Russell.
Glass.	Scott.
Goodman.	Stovall.
Harris.	Stubbeman.
Hicks.	Tillery.
Huddleston.	Van Zandt.
Hunt.	Vaughan.
James.	Winningham.
Jones of Runnels.	Wood.

Absent

Anderson.	Jones of Atascosa.
Barron.	Leonard.
Bedford.	Long.
Bradley.	Mathis.
Camp.	McClain.
Caven.	Moore.
Celaya.	Patterson.
Colson.	Riddle.
Davidson.	Rogers
Dunlap.	of Ochiltree.
Duvall.	Savage.
Greathouse.	Smith.
Harrison.	Stanfield.
Hill of Brazoria.	Stinson.
Johnson	Weinert.
of Anderson.	

Absent—Excused

Beck.	Kayton.
Johnson	Steward.
of Dimmit.	

HOUSE BILL NO. 11 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 11, A bill to be entitled "An Act making an appropriation, to be paid out of the General Revenue Fund of the State of Texas, the sum of two thousand five hundred dollars (\$2,500), not otherwise appropriated, to pay for an electric frigid unit for the Governor's Mansion; to build a retaining wall on the north side of the grounds of the Governor's Mansion; to fill the low places on the north side of the grounds, and to do such other work as may be necessary, and declaring an emergency."

The bill was read second time.

Mr. Harman offered the following committee amendment to the bill:

Amend House Bil No. 11, by striking out all of Section 1, after the word "Texas," and inserting in lieu thereof the following:

"The sum of \$1,500, not otherwise appropriated, or so much thereof as may be necessary, for refrigeration for the Governor's Mansion and for preservation and beautification of the Mansion grounds."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

House Bill No. 11 was then passed to engrossment.

HOUSE BILL NO. 11 ON THIRD READING

Mr. Harman moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 11 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—100

Adamson.	Hoskins.
Alexander.	Huddleston.
Alsup.	Hughes.
Baker.	Hunt.
Barron.	Hyder.
Bourne.	Jackson.
Burns.	James.
Cathey.	Jefferson.
Coombes.	Johnson
Daniel.	of Anderson.
Davidson.	Jones of Atascosa.
Dean.	Jones of Shelby.
Devall.	Kyle of Hays.
Dunagan.	Kyle of Palo Pinto.
Engelhard.	Latham.
Few.	Lemens.
Fisher.	Long.
Ford.	Lotief.
Fuchs.	Mackay.
Golson.	Magee.
Good.	Mathis.
Goodman.	McClain.
Greathouse.	McCullough.
Griffith.	McDougald.
Hankamer.	McGregor.
Harman.	McKee.
Harris.	Merritt.
Head.	Metcalf.
Hester.	Mitcham.
Hicks.	Moffett.
Hill of Webb.	Morrison.
Hodges.	Morse.
Holekamp.	Munson.

Nicholson.	Shannon.
Palmer.	Shults.
Parkhouse.	Stanfield.
Pavlica.	Stinson.
Puryear.	Stovall.
Ramsey.	Stubbeman.
Ratliff.	Sullivant.
Ray.	Tennyson.
Reader.	Tillery.
Reed of Bowie.	Townsend.
Reed of Dallas.	Turlington.
Renfro.	Van Zandt.
Roberts.	Wagstaff.
Rollins.	Walker.
Ross.	Wells.
Russell.	Wood.
Savage.	Young.
Scarborough.	

Nays—12

Aikin.	Graves.
Barrett.	Jones of Runnels.
Camp.	Lindsey.
Canon.	Scott.
Crossley.	Vaughan.
Fain.	Winningham.

Absent

Anderson.	Hill of Brazoria.
Bedford.	Holland.
Bradley.	Holloway.
Butler.	Laird.
Calvert.	Leonard.
Caven.	Moore.
Celaya.	Patterson.
Chastain.	Pope.
Clayton.	Riddle.
Colson.	Rogers of Hunt.
Cowley.	Rogers
Dunlap.	of Ochiltree.
Duvall.	Smith.
Dwyer.	Tarwater.
Glass.	Thomas.
Harrison.	Weinert.
Hartzog.	

Absent—Excused

Beck.	Kayton.
Johnson	Steward.
of Dimmit.	

The Speaker then laid House Bill No. 11 before the House on its third reading and final passage.

The bill was read third time, and was passed.

INVITATION TO SENATE

On motion of Mr. Stevenson, the House of Representatives extended an invitation to the Senate to hear the address by Hon. Tom Connally, in the Hall of the House of Representatives, at 11 o'clock a. m., today.

OATH OF OFFICE ADMINISTERED

Speaker Stevenson announced the appointment of Messrs. Lemens, Few, and Head, as a committee to escort Hon. E. E. Hunter, of Johnson County, Representative-elect, to succeed Hon. R. B. Anderson, of Johnson County, resigned, to the Speaker's stand for the purpose of having him take the constitutional oath of office.

The committee having performed its duty, Speaker Stevenson administered the oath of office to Hon. E. E. Hunter, Representative-elect of Johnson County.

Hon. E. E. Hunter then addressed the House.

HOUSE BILL NO. 25 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 25, A bill to be entitled "An Act amending Article 1111, Vernon's Revised Civil Statutes, the same being the Act of 1927, Fortieth Legislature, page 276, Chapter 194, for the purpose of more fully and effectually carrying out the National Industrial Recovery Act and its program of relief in the State of Texas, by providing adequate machinery to increase the powers of cities, towns, and villages, in order that they may mortgage and encumber municipal markets or city markets, so as to enable them to obtain loans from the Federal Government for the purpose of building, enlarging, or repairing municipally-owned markets; etc., and declaring an emergency."

The bill was read second time.

Mr. Long moved that further consideration of the bill be postponed until 3 o'clock p. m., today.

The motion prevailed.

APPOINTMENT ON STANDING COMMITTEES

Speaker Stevenson announced the appointment of Hon. E. E. Hunter, of Johnson County, as a member on all the standing committees to which Hon. R. B. Anderson, of Johnson County, was assigned, excepting the Committee on Judiciary.

Hon. H. R. Stovall, of Ellis County, having been named as a member of the Committee on Judiciary to fill the vacancy caused by the resignation of Mr. Anderson.

HOUSE BILL NO. 26 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 26, A bill to be entitled "An Act providing that all lands south of parallel of latitude 29° 25' North, lying and being situated in Brewster and Presidio Counties, heretofore or hereafter purchased by the State for delinquent taxes and which are not redeemed within the time prescribed by law shall become the property of the State of Texas for park purposes, and shall be under the control of the Texas State Parks Board; providing for the execution of deeds to the State of Texas for park purposes and for filing of certified copies in the General Land Office and the keeping of certain records by the Commissioner of the General Land Office; providing for the exchange or sale of said lands and execution of necessary instruments of conveyance or transfer; etc., and declaring an emergency."

The bill was read second time.

Mr. Wagstaff offered the following amendment to the bill:

Amend House Bill No. 26 by inserting between lines 15 and 16, page 3, Sections 4, 5, 6, 7, as follows, and re-number succeeding sections accordingly:

"Section 4. The Texas Canyons State Park, created as one the State parks of Texas, by House Bill No. 771, of the Regular Session of the Forty-third Legislature, is hereby renamed Big Bend State Park, and shall consist of the lands described in said Act, and other lands as described in Sections 1 and 5 of this Act.

"Sec. 5. The Legislature of the State of Texas hereby withdraws from sale all unsold public free school lands situated in Brewster County, Texas, south of north latitude 29 degrees, 25 minutes; and said lands, estimated to consist of about 150,000 acres, are hereby transferred and conveyed from the State Public School Fund to the State of Texas for park purposes, and shall become a part of the Big Bend State Park, and are hereby valued at the sum of one cent (1c) per acre, which amount shall be paid by the State Treasurer from the General Revenue into the

Public School Fund as consideration for said lands, and in lieu of said lands. The sum of one thousand five hundred dollars (\$1,500), or so much thereof as may be required, is hereby appropriated out of the General Revenue of the State of Texas, to be paid to the Permanent School Fund of the State of Texas, in consideration of said lands transferred and conveyed, and in lieu of said lands. All minerals in and under the above described sections of land are hereby reserved to the Public Free School Fund, to be developed under present or future laws as minerals under other unsold school land. Upon the taking effect of this Act, the Commissioner of the General Land Office shall prepare a list of the lands affected by this Act, and shall delivery one copy to the Texas State Parks Board and one copy to the State Treasurer, and shall certify to the State Treasurer the number of acres contained in said land.

"Sec. 6. The Texas State Parks Board shall take over the maintenance of all lands included within the terms of this Act and within the Big Bend State Park area, and shall have supervision and control of said parks. Said Texas State Parks Board shall be authorized, and authority is hereby expressly given to them, to contract to exchange any lands included within the Big Bend State Parks with any person, firm, or corporation, for any other lands in Brewster County, situated within the area bounded on the south by north latitude 29°, 10', and on the north by north latitude 20°, 20', and on the east by west longitude 103°, 10', and on the west by west longitude 103°, 25'; considered more suitable or better located for park purposes; said Texas Parks Board shall be authorized to make contracts for the exchange of such lands, with any person, firm or corporation, but said contracts shall not be effective until approved by the Governor, Attorney General, and Commissioner of the General Land Office. Upon the making of such contracts and approval by the above constituted Board, the Governor of the State of Texas is authorized and directed to issue conveyances for same, reserving to the State School Fund all minerals under said land. In case any lands sought to be acquired by the Texas State Parks Board by exchange, under the provisions of this Act, shall be unpatented State school

land, the indebtedness against said land shall be transferred to the land given in exchange. The State Parks Board shall certify to the Commissioner of the General Land Office a description of any lands acquired by it from any source in said Big Bend State Park area within ninety (90) days of date of acquisition, together with a certified copy of the instrument of transfer, and the Commissioner of the General Land Office shall list said lands as mineral lands belonging to the Permanent School Fund, and shall make proper record thereof in the Land Office.

"Sec. 7. If any part of this Act should be held unconstitutional, such decision shall not affect the validity of the remaining portions of this Act, it being the intention of the Legislature that such remaining portions shall operate as a valid law; and it is further the intention of the Legislature to withdraw from sale the surface estate in the public school lands, in the Big Bend Park areas."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

House Bill No. 26 was then passed to engrossment.

HOUSE BILL NO. 26 ON THIRD READING

Mr. Townsend moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 26 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—112

Adamson.	Celaya.
Aikin.	Chastain.
Alexander.	Colson.
Alsup.	Coombes.
Baker.	Cowley.
Barrett.	Dean.
Barron.	Duvall.
Bourne.	Dwyer.
Bradley.	Fain.
Burns.	Few.
Butler.	Fisher.
Camp.	Ford.
Canon.	Fuchs.
Cathey.	Golson.
Caven.	Good.

Goodman.	Moffett.
Graves.	Moore.
Greathouse.	Morrison.
Griffith.	Morse.
Hankamer.	Munson.
Harris.	Nicholson.
Hartzog.	Parkhouse.
Head.	Patterson.
Hill of Brazoria.	Pavlica.
Hill of Webb.	Pope.
Hodges.	Purveyer.
Holekamp.	Ramsey.
Holland.	Ratliff.
Holloway.	Reader.
Hoskins.	Reed of Dallas.
Hughes.	Renfro.
Hunter.	Riddle.
Hyder.	Roberts.
Jackson.	Rollins.
James.	Ross.
Jefferson.	Savage.
Johnson	Scarborough.
of Anderson.	Scott.
Jones of Atascosa.	Shannon.
Jones of Runnels.	Shults.
Jones of Shelby.	Stanfield.
Kyle of Palo Pinto.	Stinson.
Laird.	Stovall.
Latham.	Stubbeman.
Lemens.	Sullivan.
Leonard.	Tarwater.
Lindsey.	Tennyson.
Long.	Thomas.
Lotief.	Townsend.
Mackay.	Turlington.
Magee.	Van Zandt.
McCullough.	Wagstaff.
McDougald.	Walker.
McGregor.	Weinert.
McKee.	Wood.
Merritt.	Young.
Mitcham.	

Nays—8

Crossley.	Russell.
Hicks.	Tillery.
Reed of Bowie.	Vaughan.
Rogers of Hunt.	Winningham.

Absent

Anderson.	Hester.
Bedford.	Huddleston.
Calvert.	Hunt.
Clayton.	Kyle of Hays.
Daniel.	Mathis.
Davidson.	McClain.
Devall.	Metcalf.
Dunlap.	Palmer.
Dunagan.	Ray.
Engelhard.	Rogers of Ochiltree.
Glass.	Smith.
Harman.	Wells.
Harrison.	

Absent—Excused

Beck.	Kayton.
Johnson	Steward.
of Dimmit.	

The Speaker then laid House Bill No. 26 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—113

Adamson.	Latham.
Aikin.	Lemens.
Alexander.	Leonard.
Alsup.	Lindsey.
Baker.	Long.
Barrett.	Mackay.
Barron.	Magee.
Bourne.	McClain.
Bradley.	McCullough.
Burns.	McDougald.
Butler.	McGregor.
Camp.	McKee.
Canon.	Merritt.
Cathey.	Mitcham.
Caven.	Moffett.
Celaya.	Moore.
Chastain.	Morrison.
Clayton.	Morse.
Colson.	Munson.
Coombes.	Nicholson.
Cowley.	Parkhouse.
Dean.	Patterson.
Duvall.	Pavlica.
Dwyer.	Pope.
Fain.	Puryear.
Few.	Ramsey.
Fisher.	Ratliff.
Ford.	Reader.
Fuchs.	Reed of Dallas.
Golson.	Renfro.
Good.	Riddle.
Goodman.	Roberts.
Graves.	Rogers of Hunt.
Greathouse.	Rogers
Griffith.	of Ochiltree.
Hankamer.	Rollins.
Harman.	Ross.
Harris.	Savage.
Hartzog.	Scarborough.
Head.	Scott.
Hill of Brazoria.	Shannon.
Hill of Webb.	Shults.
Hodges.	Stanfield.
Holekamp.	Stinson.
Holland.	Stovall.
Holloway.	Stubbeman.
Hoskins.	Sullivant.
Hughes.	Tarwater.
Hunter.	Tennyson.
Hyder.	Thomas.
Jackson.	Townsend.
James.	Turlington.
Johnson	Van Zandt.
of Anderson.	Wagstaff.
Jones of Runnels.	Walker.
Jones of Shelby.	Weinert.
Kyle of Palo Pinto.	Wood.
Laird.	

Nays—8

Crossley.	Russell.
Hicks.	Tillery.
Huddleston.	Vaughan.
Reed of Bowie.	Winningham.

Absent

Anderson.	Hunt.
Bedford.	Jefferson.
Calvert.	Jones of Atascosa.
Daniel.	Kyle of Hays.
Davidson.	Lotief.
Devall.	Mathis.
Dunlap.	Metcalfe.
Dunagan.	Palmer.
Engelhard.	Ray.
Glass.	Smith.
Harrison.	Wells.
Hester.	Young.

Absent—Excused

Beck.	Kayton.
Johnson	Steward.
of Dimmit.	

SENATE BILLS ON FIRST READING

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate Bill No. 56, to the Committee on Public Lands and Buildings.

Senate Bill No. 28, to the Committee on Judiciary.

Senate Bill No. 35, to the Committee on Education.

ADDRESS BY THE HON. TOM CONNALLY

The hour of 11 o'clock a. m. having arrived, same being the hour set aside to hear an address by Hon. Tom Connally, the Honorable Senate, being announced at the Bar of the House, was admitted and escorted to seats prepared for them.

The Speaker announced the appointment of the following committee to escort Hon. Tom Connally to the Speaker's stand: Mrs. Hughes, Messrs. Hodges, McGregor, Jackson, and Harman.

The committee having performed its duty, Speaker Stevenson presented Hon. Tom Connally, who addressed the House.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, October 4, 1933.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: I am directed by the Senate
to inform the House that the Senate
has passed

S. B. No. 28, A bill to be entitled
"An Act restoring jurisdiction of the
County Court of Duval County."

S. B. No. 35, A bill to be entitled
"An Act amending Senate Bill No. 86,
Acts of the First Called Session of
the Forty-first Legislature by author-
izing the receiving of gifts and dona-
tions for rehabilitation work, and
gifts and donations to be deposited in
the State Treasury, subject to the
matching of same with Federal funds
to a limited amount, and declaring
an emergency."

S. B. No. 56, A bill to be entitled
"An Act to vest in the United States
Government fee simple title to 20.8
acres of land in Jefferson County,
Texas, more fully described herein,
and declaring an emergency."

H. B. No. 59, A bill to be entitled
"An Act to prohibit the trapping or
hunting with guns of wild foxes, or
having in possession the pelts there-
of, in Upshur County; providing a
penalty; providing that farmers or
poultry raisers may kill such foxes
while in the act of actually destroy-
ing chickens or other poultry or
farm animals; repealing all laws or
parts of laws in conflict herewith,
and declaring an emergency."

The Senate has adopted

H. C. R. No. 14, Protesting the
passage of the so-called "Duck Stamp
Bill" which will come up for passage
in Congress, and urging the Texas
delegation to vote against the bill.

Respectfully,

BOB BARKER,
Secretary of the Senate.

MESSAGES FROM THE GOVERNOR

The Speaker laid before the House,
and had read, the following messages
from the Governor:

Executive Office,

Austin, Texas, October 4, 1933.

To the Forty-third Legislature in First
Called Session:

At the request of Representative
Celaya, I submit for your considera-
tion a bill, hereto attached, to be en-
titled "An Act creating Valley Con-
servation and Reclamation District
embracing the Counties of Cameron,
Hidalgo, and Willacy."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,

Austin, Texas, October 4, 1933.

To the Forty-third Legislature in First
Called Session:

By request of Representative Mac-
kay and others, I submit herewith for
your consideration the attached bill,
being "An Act making appropriations
to pay miscellaneous claims against
the State and authorizing payment of
said miscellaneous items on taking
effect of this Act, and declaring an
emergency."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,

Austin, Texas, October 4, 1933.

To the Forty-third Legislature in First
Called Session:

At the request of Representative
Golson and others, I submit for your
consideration a bill, hereto attached,
to be entitled "An Act to amend
Article 920, of the Code of Criminal
Procedure of the State of Texas for
1925, so as to provide that a defendant
placed in jail on account of failure to
pay the fine and costs can be dis-
charged on habeas corpus by showing
that he is too poor to pay the fine and
costs, and that he has remained in
jail a sufficient length of time to
satisfy the fine and costs, at the rate
of one dollar for each day; providing
further that a justice of the peace
may discharge the defendant upon his
showing the same cause by applica-
tion to such justice, providing that in
no event shall the defendant be dis-
charged until he has remained in jail
at least ten days; and requiring the
justice to note the granting of such
application on his docket."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, October 4, 1933.
To the Forty-third Legislature in First
Called Session:

By request, I hereby submit for
your consideration a bill, hereto at-
tached as written, amending only Sec-
tions 2 and 4, of Chapter 141, of the
Laws of the Regular Session of the
Forty-third Legislature, 1933, and
nothing else.

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, October 3, 1933.
To the Forty-third Legislature in First
Called Session:

By request of Representative Can-
on and Representative Patterson, I
herewith submit for your considera-
tion a bill hereto attached, to be
entitled "An Act regulating the prac-
tice of photography, and declaring an
emergency."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, October 4, 1933.
To the Forty-third Legislature in First
Called Session:

Upon request of Hon. Joseph F.
Greathouse, I hereby submit for your
consideration a bill hereto attached,
to be entitled "An Act to amend
House Bill No. 231, Chapter 102, page
225, General Laws, passed at the Reg-
ular Session of the Forty-third Leg-
islature, State of Texas, by extend-
ing the period within which relief
may be granted to debtors coming
under the provisions of said Act, and
extending the terms and provisions
and the relief granted under said Act
to and including the first day of Jan-
uary, A. D. 1935; amending Sections
1 and 11 of said Act; fixing a State
policy."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas,

HOUSE BILLS ON FIRST READING

The following House bills, intro-
duced today, were laid before the
House, read severally first time, and
referred to the appropriate commit-
tees, as follows:

By Mr. Johnson of Dimmit and Mr.
Shults:

H. B. No. 150, A bill to be entitled
"An Act amending Article 7283, of
the Revised Civil Statutes of Texas,
1925, reducing the cost of redeeming
land sold for taxes, and specifying
the time for redemption and the
money to be paid therefor, and de-
claring an emergency."

Referred to Committee on Revenue
and Taxation.

By Mr. Dwyer:

H. B. No. 151, A bill to be entitled
"An Act to amend Article 3899, of
the Revised Civil Statutes, relating to
the disposition of fees of office by
county officers and to monthly re-
ports; conforming same to Article
3891, and clarifying the provisions of
Article 3899, and declaring an emer-
gency."

Referred to Committee on State
Affairs.

By Mr. Walker et al.:

H. B. No. 152, A bill to be entitled
"An Act levying an occupation tax
upon the selling and/or distribution
within this State of malt extracts,
derivatives, or combinations thereof;
exempting commercial bakers from
such tax when malt is used in the
manufacture of bread or pastries for
the purpose of resale; defining terms
used herein; providing methods for
its collection and enforcement and
penalties for violation of this Act;
etc., and declaring an emergency."

Referred to Committee on Revenue
and Taxation.

By Mr. Celaya:

H. B. No. 153, A bill to be entitled
"An Act creating Valley Conserva-
tion and Reclamation District, em-
bracing the Counties of Cameron,
Hidalgo, and Willacy; defining powers
and purposes for which said district
is created; providing for appointment
of directors, and defining their powers
and duties; etc., and declaring an
emergency."

Referred to Committee on Conser-
vation and Reclamation.

By Mr. Mackay et al.:

H. B. No. 154, A bill to be entitled
"An Act making appropriations to
pay miscellaneous claims against the
State, and authorizing payment of

said miscellaneous items on taking effect of this Act, and declaring an emergency."

Referred to Committee on Claims and Accounts.

By Mr. Golson et al.:

H. B. No. 155, A bill to be entitled "An Act to amend Article 920, of the Code of Criminal Procedure of the State of Texas for 1925, so as to provide that a defendant placed in jail on account of failure to pay the fine and costs can be discharged on habeas corpus by showing that he is too poor to pay the fine and costs, and that he has remained in jail a sufficient length of time to satisfy the fine and costs; etc., and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Celaya:

H. B. No. 156, A bill to be entitled "An Act amending Section 2, and Section 4, of Chapter 141, of the Laws of the Regular Session of the Forty-third Legislature, 1933, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Canon and Mr. Patterson (by request):

H. B. No. 157, A bill to be entitled "An Act regulating the practice of photography, defining 'photography,' classifying photography, defining 'a studio,' creating a board of examiners in photography, and declaring its powers and duties, fixing the compensation to be paid the members, providing for the examination by the said Board of all persons desiring to commence or continue the practice of photography in the State of Texas, and fixing a fee to be charged for such examination; etc., and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Kyle of Palo Pinto:

H. B. No. 158, A bill to be entitled "An Act providing for the levy and collection of special taxes in certain common and independent school districts in this State because of insolvency; and providing that the State Board of Education, by and with the advice of the Attorney General,

shall determine when such district or districts are insolvent, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

COMMUNICATION TO HON. R. L. READER

The Speaker laid before the House, and had read, the following communication:

Hon. R. L. Reader, State Representative, State Capitol, Austin, Texas.

It was indeed an honor to receive your telegram. Please accept again the profound gratitude expressed through me of my government for yours and the State of Texas' generous and sincere help extended to the hurricane and flood sufferers of Tampico. I have been instructed by General Avelardo L. Rodriguez, President of Mexico, Emilio Portes Gil, Attorney General, and president of the relief committee, and Dr. Jose Manuel Puig Causaranc, Minister of Foreign Affairs, to make public a manifestation of appreciation and sympathy for these tokens of altruism from the authorities of the State of Texas.

Respectfully yours,

RAFAEL AVELEYRA,
Consul of Mexico.

BILL RE-REFERRED

On motion of Mr. Sullivant, House Bill No. 152 was withdrawn from the Committee on Revenue and Taxation, and referred to the Committee on the Liquor Traffic.

BILL ORDERED NOT PRINTED

(By Unanimous Consent)

On motion of Mr. Dunagan, House Bill No. 146 was ordered not printed.

NOTICE GIVEN

Mr. Latham gave notice that he would, on the next legislative day, call up the motion to reconsider the vote by which House Bill No. 88 was passed, which motion to reconsider was heretofore spread on the Journal.

RECESS

Mr. Puryear moved that the House recess to 2 o'clock p. m., today.

Mr. Cathey moved that the House adjourn until 2 o'clock p. m., today.

The motion of Mr. Puryear prevailed, and the House, accordingly, at 12 o'clock m., took recess to 2 o'clock p. m., today.

AFTERNOON SESSION

The House met at 2 o'clock p. m., and was called to order by the Speaker.

URGENT CONSIDERATION OF IMPORTANT LEGISLATION

Mr. Fisher offered the following resolution:

Whereas, The First Called Session of the Forty-third Legislature was for the purpose of passing laws, putting into effect and force the State bond amendment to the Constitution; and

Whereas, We have but nine more days to get this legislation passed, and to the Senate, and Governor; and

Whereas, The Legislature is devoting their necessary time to legislation that is not deemed so important to the neglect of this important legislation; now, therefore, be it

Resolved, That we get to this important legislation as soon as possible, as expected by the people, and no longer risk the danger of leaving this matter to the very last day.

FISHER,
LOTIEF,
HUDDLESTON.

The resolution was read second time, and was adopted.

BILL ORDERED NOT PRINTED

(By Unanimous Consent)

On motion of Mr. McDougald, House Bill No. 145 was ordered not printed.

HOUSE BILL NO. 88 ON FINAL PASSAGE

Mr. Latham called up the motion to reconsider the vote by which House Bill No. 88 was passed, which motion to reconsider was heretofore spread on the Journal.

The motion to reconsider prevailed.

The Speaker laid the bill before the House.

Mr. Latham offered the following amendments to the bill:

(1)

Amend House Bill No. 88 by striking out all below the enacting clause, and inserting in lieu thereof the following:

"That Article 2350, Chapter 44, of the Revised Civil Statutes of the State of Texas, 1925, as amended by Act of the Thirty-ninth Legislature, Regular Session, Chapter 135, Section 1; and as amended by Act of the Fortieth Legislature, page 435, Chapter 490, Section 1; and as amended by Act of the Fortieth Legislature, First Called Session, page 138, Chapter 46, Section 1; and as amended by House Bill No. 555, Chapter 216, Act of the Regular Session of the Forty-third Legislature, be, and the same is hereby, amended by adding a new Section after Section 1, to read as follows:

"Except in all counties having an assessed valuation of more than sixty-five million dollars (\$65,000,000) and less than seventy-six million dollars (\$76,000,000), according to the last preceding tax roll, each commissioner shall receive a salary not to exceed three thousand dollars (\$3,000) per year.

"Except in all counties having an assessed valuation of more than eighteen million dollars (\$18,000,000) and less than eighteen million five hundred thousand dollars (\$18,500,000), according to the last preceding tax roll, each commissioner shall receive a salary not to exceed one thousand eight hundred dollars (\$1,800) per year.

"Except in all counties having an assessed valuation of more than six million dollars (\$6,000,000) and less than six million five hundred thousand dollars (\$6,500,000), according to the last preceding tax roll, each commissioner shall receive an annual salary not to exceed one thousand three hundred and fifty dollars (\$1,350).

"Except in all counties having an assessed valuation in excess of thirty million dollars (\$30,000,000), according to the last preceding tax roll, and having a population of more than sixty thousand (60,000) inhabitants and less than seventy thousand (70,000) inhabitants, according to the last preceding Federal Census, and having as many as two (2) cities with a population in excess of thirteen thousand and five hundred (13,500) inhab-

itants, according to the last preceding Federal Census, each commissioner shall receive a salary not to exceed two thousand four hundred dollars (\$2,400) per year."

(2)

Amend House Bill No. 88 by striking out all above the enacting clause, and inserting in lieu thereof the following:

"H. B. No. 88,

A BILL

To Be Entitled

An Act to amend Article 2350, Chapter 44, of the Revised Civil Statutes of the State of Texas, 1925, as amended by Act of the Thirty-ninth Legislature, Regular Session, Chapter 135, Section 1; and as amended by Act of the Fortieth Legislature, page 435, Chapter 490, Section 1; and as amended by Act of the Fortieth Legislature, First Called Session, page 138, Chapter 46, Section 1; and as amended by House Bill No. 555, Chapter 216, page 727, Acts of the Forty-third Legislature, Regular Session, relating to the salaries of county commissioners in certain counties."

LATHAM,
TURLINGTON,
CROSSLEY,
HYDER,
VAN ZANDT,
HOLLOWAY.

The amendments were severally adopted.

House Bill No. 88 was then passed by the following vote:

Yeas—103

Aikin.	Dean.
Alexander.	Devall.
Alsup.	Dunlap.
Baker.	Dwyer.
Barrett.	Engelhard.
Bedford.	Fain.
Bourne.	Few.
Burns.	Fisher.
Camp.	Ford.
Canon.	Fuchs.
Cathey.	Glass.
Chastain.	Golson.
Coombes.	Good.
Cowley.	Goodman.
Crossley.	Graves.
Daniel.	Harris.

Hartzog.	Nicholson.
Head.	Palmer.
Hester.	Parkhouse.
Hicks.	Patterson.
Hill of Brazoria.	Purveyer.
Hodges.	Ratliff.
Holloway.	Ray.
Hoskins.	Reader.
Huddleston.	Reed of Bowie.
Hughes.	Reed of Dallas.
Hunt.	Riddle.
Hunter.	Roberts.
Hyder.	Rogers of Hunt.
James.	Rogers
Jones of Runnels.	of Ochiltree.
Jones of Shelby.	Rollins.
Kyle of Hays.	Ross.
Kyle of Palo Pinto.	Scarborough.
Latham.	Shannon.
Lemens.	Shults.
Leonard.	Smith.
Lindsey.	Stanfield.
Lotief.	Stinson.
Mackay.	Stovall.
Magee.	Stubbeman.
Mathis.	Sullivant.
McCullough.	Tarwater.
McDougald.	Tennyson.
McKee.	Thomas.
Merritt.	Townsend.
Metcalf.	Turlington.
Mitcham.	Wagstaff.
Moffett.	Walker.
Moore.	Weinert.
Morse.	Wells.
Munson.	Wood.

Nays—3

Adamson.	Vaughan.
Barron.	

Present—Not Voting

Scott.	Winningham.
--------	-------------

Absent

Anderson.	Jackson.
Bradley.	Jefferson.
Butler.	Johnson
Calvert.	of Anderson.
Caven.	Jones of Atascosa.
Celaya.	Laird.
Clayton.	Long.
Colson.	McClain.
Davidson.	McGregor.
Dunagan.	Morrison.
Duvall.	Pavlica.
Greathouse.	Pope.
Griffith.	Ramsey.
Hankamer.	Renfro.
Harman.	Russell.
Harrison.	Savage.
Hill of Webb.	Tillery.
Holekamp.	Van Zandt.
Holland.	Young.

Absent—Excused

Beck. Kayton.
Johnson Steward.
of Dimmit.

MOTION TO TAKE UP HOUSE
BILL NO. 76

Mr. Bedford moved that the regular order of business be suspended, to take up, and have placed on its second reading and passage to engrossment,

H. B. No. 76, A bill to be entitled "An Act repealing House Bill No. 555, Chapter 216, of the Acts of the Regular Session of the Forty-third Legislature of the State of Texas, 1933, relating to the salaries of county commissioners, and providing from what funds said salaries shall be paid, and making certain exceptions, and declaring an emergency."

The motion was lost.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, October 4, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 51, A bill to be entitled "An Act amending Chapter 76, Acts of the Regular Session of the Forty-third Legislature, and providing for the government of water power control districts and water improvement districts organized or hereafter organized in accordance with the provisions of Chapter 247, Acts of the Fortieth Legislature; etc., and declaring an emergency."

Respectfully,

BOB BARKER,
Secretary of the Senate.

RELATIVE TO HOUSE BILL NO. 88

On motion of Mr. Van Zandt, the emergency clause was ordered added to House Bill No. 88.

BILL AND RESOLUTIONS SIGNED
BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bill and resolutions:

H. B. No. 59, "An Act to prohibit the trapping or hunting with guns of wild foxes, or having in possession the pelts thereof, in Upshur County; providing a penalty; providing that farmers or poultry raisers may kill such foxes while in the act of actually destroying chickens or other poultry or farm animals; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

H. C. R. No. 14, Protesting the passage of the "Duck Stamp Bill" in Congress.

S. C. R. No. 13, Relative to Coleman Independent School District.

HOUSE BILL NO. 9 ON SECOND
READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 9, A bill to be entitled "An Act amending Article 644, Title 20, Revised Civil Statutes of 1925, by adding thereto a new article, to be known as Article 644-a, so as to provide that in furtherance of the purposes and policies of the National Industrial Recovery Act any department of the State or the governing body of any subdivision, municipal corporation, or district, and any public officer, or person charged with the letting of certain contracts, may let such contracts only to those persons who agree to use or supply only articles, materials, and supplies mined, produced, manufactured, or supplied by a person who is a party or subject to a code of fair competition, agreement or license legally approved, prescribed or issued under the terms of the National Industrial Recovery Act, where such code, agreement, or license has been approved, prescribed, or issued under the terms of such Act, and declaring an emergency."

The bill was read second time.

Mr. Camp offered the following amendment to the bill:

Amend House Bill No. 9 by striking out all below the enacting clause, and inserting in lieu thereof the following:

"Section 1. A State-wide emergency as well as a National emergency, productive of wide-spread unemployment and disorganization of industry which burdens intrastate and interstate

commerce and affects the public welfare, is hereby declared to exist. It is hereby declared to be the policy of the Legislature of the State of Texas to remove some of the obstructions to State and National recovery, and to permit the Government of the State of Texas, of all counties, municipalities, and all other political subdivisions of the State to co-operate with the aims and purposes of the National Industrial Recovery Act.

"Sec. 2. To effectuate the policy and to consummate the purposes of this Act, all boards, commissions, and/or any other official or person of the State and/or any of its departments and agencies and/or of the government of any county, municipality, district, or other political subdivision, whose duty it is under the laws of this State to make contracts for the construction, repair, renovation, alteration, or improvement of any public buildings, grounds, or works of any kind, be, and they are hereby, authorized and permitted to require the bona fide co-operation with the aims and purposes of the National Industrial Recovery Act, of all companies, firms, persons, and others desiring to enter into contracts with any of said governing bodies or offices for the erection, construction, repair, renovation, alteration, or improvement of any public buildings, grounds, or works.

"Sec. 3. To effectuate the policy and to consummate the purposes of this Act, all boards, commissions, and/or any other officials or persons of the State and/or any of its departments and agencies, and/or of the government of any county, municipality, district, or other political subdivision, whose duty it is under the laws of this State to purchase or to make contracts for the purchase, for public use, of any supplies, commodities, equipment, and any other articles or products of any kind whatsoever, be, and they are hereby, authorized and permitted to require the bona fide co-operation with the aims and purposes of the National Industrial Recovery Act of all companies, firms, persons, and others desiring to sell, or desiring to enter into contracts to sell, to any of said governing bodies or officers, for public use, any supplies, commodities, equipment, and any other articles or products of any kind whatsoever.

"Sec. 4. Further to effectuate the policy and the consummate the purposes of this Act, all boards, commissions, and any other official, or person of the State and/or any of its departments and agencies, and/or of the government of any county, municipality, district, or other political subdivision, whose duty it is under the laws of this State to make contracts for the construction, repair, renovation, alteration, or improvement of any public buildings, grounds, or works of any kind, and/or to purchase, or to enter into contracts for the purchase, for public use, of any supplies, commodities, equipment, and/or articles, or products of any kind whatsoever, may require all companies, firms, persons, and others desiring to enter into any such contracts or business transactions with said public officials for public use, before any contracts or transactions are entered into, make and file, with such public officials to be affected by said contracts and business transactions, affidavits showing whether or not said companies, firms, persons, and others are operating under the terms and provisions of the National Industrial Recovery Act and are bona fide members of the National Industrial Recovery Act agreement; the date membership therein was awarded them; the date of any certificate of membership and by whom such certificate was issued; whether or not the Federal Government, through any of its agencies or officers, have cancelled and/or withdrawn such certificate of membership with such companies, firms, persons, and others, are complying with the trade practice agreement code of fair competition or a license approved by the National Industrial Recovery Administration and include in such affidavits any other statement, facts, information, or data desired by said governing body, commissions, boards, and officials; said affidavits or any other legally certified documents so obtained shall be prima facie evidence as to such companies, firms, persons, and others being co-operators with the aims and purposes of the National Industrial Recovery Act, unless otherwise requested only one such affidavit shall be filed. In the event the United States Government, or the National Recovery Administration, or any of its departments and/or of its agencies withdraws or disallows any certificate of membership, approved

trade practice, code of fair competition, agreement of license, then said companies, firms, person, or other shall immediately notify the public governing body, commission, or other officer with which transactions have been had and are being had of such acts of the United States Government; and such governing body, commission, or officer may decline to place any further orders or enter into any further business transactions with such company, firm, person, or others after their failure or refusal to co-operate as aforesaid.

"Sec. 5. This Act shall cease to be in effect on and after June 16, 1935.

"Sec. 6. If, as provided in paragraph C of Section 2, Title 1, of the National Industrial Recovery Act, the President shall, by proclamation, or the Congress of the United States shall, by joint resolution or bill, declare that the national emergency recognized by the National Industrial Recovery Act has ended, then this Act shall cease to be in effect on and after the date of such proclamation or congressional declaration. If, however, the provisions of this Section should, for any reason, be held to be invalid and unconstitutional, then and in such event it is again provided that this Act shall cease to be in effect on and after June 16, 1935.

"Sec. 7. It is hereby declared the purpose and the intention of the Legislature that the provisions of this Act shall be cumulative to any and all other laws governing the purchases of any supplies, commodities, equipment, or articles, and products of any kind whatsoever for public use and or of any laws governing the entering into and the execution of contracts for construction, repair, renovation, or improvements of public buildings, grounds, and any other public works.

"Sec. 8. The fact that there now exists in this State and throughout the United States a widespread unemployment and state of unrest, and the fact that this State desires to co-operate as far as possible with Federal Government for the preservation of the general welfare of the people, create an emergency and an imperative public necessity that the constitutional rule, requiring bills to be read on three several days, be, and the same is hereby, suspended,

and this Act shall take effect, and shall be in force from and after its passage, and it is so enacted."

CAMP,
ROBERTS.

(Mr. Butler in the Chair.)

Mr. Long moved that the bill, with the pending amendments, be referred to the Committee on Appropriations.

Mr. Roberts moved to table the motion by Mr. Long.

The motion to table was lost.

Question then recurring on the motion by Mr. Long, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—95

Adamson.	Jackson.
Aikin.	James.
Alexander.	Jones of Runnels.
Alsup.	Jones of Shelby.
Baker.	Kyle of Hays.
Barrett.	Kyle of Palo Pinto.
Bedford.	Latham.
Bourne.	Lindsey.
Burns.	Long.
Canon.	Lotief.
Cathey.	Magee.
Caven.	McClain.
Chastain.	McCullough.
Clayton.	McDougald.
Colson.	Merritt.
Coombes.	Mitcham.
Cowley.	Moffett.
Crossley.	Moore.
Daniel.	Morrison.
Davidson.	Munson.
Dean.	Pavlica.
Devall.	Puryear.
Dunagan.	Ratliff.
Dwyer.	Ray.
Fain.	Reed of Bowie.
Few.	Reed of Dallas.
Fisher.	Renfro.
Fuchs.	Riddle.
Glass.	Rogers of Hunt.
Good.	Rogers
Goodman.	of Ochiltree.
Greathouse.	Rollins.
Griffith.	Ross.
Harris.	Russell.
Head.	Savage.
Hester.	Scott.
Hicks.	Shannon.
Hill of Brazoria.	Smith.
Hodges.	Stanfield.
Holekamp.	Stinson.
Holloway.	Stubbeman.
Huddleston.	Tarwater.
Hyder.	Tennyson.

Thomas.	Wagstaff.
Tillery.	Walker.
Townsend.	Weinert.
Van Zandt.	Winningham.
Vaughan.	Wood.

Nays—16

Bradley.	Metcalfe.
Camp.	Morse.
Hartzog.	Nicholson.
Hoskins.	Roberts.
Hughes.	Scarborough.
Hunt.	Shults.
Jefferson.	Turlington.
McKee.	Wells.

Present—Not Voting

Stovall.

Absent

Anderson.	Johnson
Barron.	of Anderson.
Butler.	Jones of Atascosa.
Calvert.	Laird.
Celaya.	Lemens.
Dunlap.	Leonard.
Duvall.	Mackay.
Engelhard.	Mathis.
Ford.	McGregor.
Golson.	Palmer.
Graves.	Parkhouse.
Hankamer.	Patterson.
Harman.	Pope.
Harrison.	Ramsey.
Hill of Webb.	Reader.
Holland.	Sullivant.
Hunter.	Young.

Absent—Excused

Beck.	Kayton.
Johnson	Steward.
of Dimmit.	

HOUSE BILL NO. 35 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 35, A bill to be entitled "An Act to make provision for: 1—(Section 1). The adoption of a home rule charter by counties in Texas, upon a vote of the qualified resident electors of such counties, all as provided in Section 3, Article IX, of the Constitution of the State of Texas, reference to such provisions of the Constitution here is made to the same effect as though it were embodied herein; etc., and declaring an emergency."

The bill was read second time.

Mr. Morse offered the following amendments to the bill:

(1)

Amend House Bill No. 35, page 13, lines 21 and 25, by striking out the word "dollar," and inserting in lieu thereof the word "dollars" in each instance.

(2)

Amend House Bill No. 35, page 13, line 14, by striking out the word "cuty," and inserting in lieu thereof the word "duty."

(3)

Amend House Bill No. 35, page 13, line 20, by striking out the word "quthorized," and inserting in lieu thereof the word "authorized."

(4)

Amend House Bill No. 35, page 14, line 15, by striking out the word "certificates," and inserting in lieu thereof the word "certificate."

(5)

Amend House Bill No. 35, page 14, line 7, by striking out the words "altenate," and insert in lieu thereof the word "alternate."

(6)

Amend House Bill No. 35, page 14, line 32, by striking out the word "rememdy," and inserting in lieu thereof the word "remedy."

(7)

Amend House Bill No. 35, page 15, line 35, by striking out the word "requires," and inserting in lieu thereof the word "required."

(8)

Amend House Bill No. 35, page 16, line 1, by striking out "II," and inserting in lieu thereof "IX."

(9)

Amend House Bill No. 35, page 16, line 30, by striking out the word "ten," and inserting the word "then," and by striking out the word "lar," and inserting the word "law."

(10)

Amend House Bill No. 35, page 17, line 16, by striking out the word "state," and inserting in lieu thereof

the word "started," and by striking out the word "erected," in line 19, and inserting in lieu thereof the word "created."

(11)

Amend House Bill No. 35, page 17, line 40, by striking out the word "of," and inserting in lieu thereof the word "or."

(12)

Amend House Bill No. 35, page 18, line 16, by striking out the word "tiwh," and inserting in lieu thereof the word "with."

(13)

Amend House Bill No. 35, page 18, line 4, by inserting between the words "and" and "preserved" the following: "comma or, otherwise."

(14)

Amend House Bill No. 35, page 12, line 39, by striking out the letter "k" following the word "election."

(15)

Amend House Bill No. 35, page 11, line 13, by striking out the word "heas," and inserting in lieu thereof the word "nays."

(16)

Amend House Bill No. 35, page 5, line 35, by striking out the word "offer," and inserting in lieu thereof the word "provide."

(17)

Amend House Bill No. 35, page 5, line 38, by inserting, following the comma, the following words: "hereinafter sometimes referred to as 'the amendment.'"

(18)

Amend House Bill No. 35, page 6, line 34, by inserting, following the comma, the following words: "properly stamped and."

(19)

Amend House Bill No. 35, page 10, line 39, by striking out the word "ve," and inserting in lieu thereof the word "be."

(20)

Amend House Bill No. 35, page 11, line 22, by striking out the word "reasonably," and inserting in lieu thereof "reassembly."

(21)

Amend House Bill No. 35, page 11, line 30, by inserting the word and figure "(9)," between the words "7" and "11."

(22)

Amend House Bill No. 35, page 17, line 11, by striking out the word "these," and inserting in lieu thereof the word "the."

The amendments were severally adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

Mr. Greathouse offered the following amendment to the bill:

Amend House Bill No. 35 by adding a new Section, to be known as Section 15-a, to read as follows:

"Section 15-a. No county home rule charter may be adopted by any county save upon a favoring vote of the resident qualified electors of the affected county. In elections, submitting to the voters a proposal to adopt a charter, the vote cast by the qualified electors residing within the limits of all the incorporated cities and towns of the county shall be separately kept and counted, and the votes of the qualified electors of the county who do not reside within the limits of any incorporated city or town likewise shall be separately kept and separately counted, and unless there be a favoring majority of the votes cast within and a favoring majority of the votes cast without such collective cities and towns, the charter shall not be adopted.

GREATHOUSE,
BURNS.

The amendment was adopted.

Mr. Hankamer offered the following amendment to the bill:

Amend House Bill No. 35, page 20, by inserting between lines 36 and 37 a new Section, to be numbered Section 21, to read as follows:

"Section 21. The anticipatory enabling Act passed at the Regular Session of the Forty-third Legislature (known as Chapter 232 of the General Laws of the Regular Session of the

Forty-third Legislature) shall not have effect after the instant at which this Act may be in effect, but all procedures taken thereunder (relating to the formation, circulation, presentation, and prosecution of petitions, including all orders of commissioners courts relative to such petitions) hereby are validated, to the same effect as though the same had been had and done hereunder"; and by renumbering Section 21 accordingly.

The amendment was adopted.

House Bill No. 35 was then passed to engrossment.

HOUSE BILL NO. 35 ON THIRD READING

Mr. Morse moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 35 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102

Adamson.	Hill of Brazoria.
Aikin.	Holloway.
Alexander.	Hoskins.
Alsup.	Huddleston.
Baker.	Hughes.
Bedford.	Hunt.
Bourne.	Jackson.
Bradley.	Jones of Runnels.
Burns.	Kyle of Hays.
Butler.	Kyle of Palo Pinto.
Canon.	Latham.
Cathey.	Lemens.
Caven.	Leonard.
Chastain.	Lindsey.
Clayton.	Long.
Colson.	Mackay.
Coombes.	Magee.
Cowley.	McClain.
Crossley.	McDougald.
Daniel.	McKee.
Dean.	Merritt.
Devall.	Metcalfe.
Dwyer.	Mitcham.
Fain.	Moffett.
Few.	Moore.
Fisher.	Morrison.
Fuchs.	Morse.
Glass.	Munson.
Good.	Nicholson.
Greathouse.	Parkhouse.
Griffith.	Patterson.
Hankamer.	Pavlica.
Harris.	Pope.
Head.	Puryear.
Hester.	Ramsey.
Hicks.	Ratliff.

Ray.	Stinson.
Reader.	Stubbeman.
Reed of Bowie.	Tarwater.
Reed of Dallas.	Tennyson.
Roberts.	Thomas.
Rogers of Hunt.	Turlington.
Rollins.	Van Zandt.
Ross.	Vaughan.
Russell.	Wagstaff.
Savage.	Walker.
Scarborough.	Weinert.
Shannon.	Wells.
Shults.	Winningham.
Smith.	Wood.
Stanfield.	Young.

Nays—1

Scott.

Present—Not Voting

Lotief.

Absent

Anderson.	Hunter.
Barrett.	Hyder.
Barron.	James.
Calvert.	Jefferson.
Camp.	Johnson
Celaya.	of Anderson.
Davidson.	Jones of Atascosa.
Dunlap.	Jones of Shelby.
Dunagan.	Laird.
Duvall.	Mathis.
Engelhard.	McCullough.
Ford.	McGregor.
Golson.	Palmer.
Goodman.	Renfro.
Graves.	Riddle.
Harman.	Rogers
Harrison.	of Ochiltree.
Hartzog.	Stovall.
Hill of Webb.	Sullivant.
Hodges.	Tillery.
Holekamp.	Townsend.
Holland.	

Absent—Excused

Beck.	Kayton.
Johnson	Steward.
of Dimmit.	

The Speaker then laid House Bill No. 35 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—109

Adamson.	Bradley.
Aikin.	Burns.
Alexander.	Camp.
Alsup.	Canon.
Barrett.	Cathey.
Bedford.	Caven.
Bourne.	Celaya.

Chastain.	McClain.
Colson.	McCullough.
Coombes.	Merritt.
Crossley.	Metcalfe.
Daniel.	Mitcham.
Dean.	Moffett.
Devall.	Moore.
Dunagan.	Morrison.
Dwyer.	Morse.
Engelhard.	Munson.
Fain.	Nicholson.
Few.	Parkhouse.
Fisher.	Patterson.
Fuchs.	Pavlica.
Glass.	Pope.
Golson.	Ramsey.
Good.	Ratliff.
Goodman.	Ray.
Greathouse.	Reed of Dallas.
Griffith.	Roberts.
Hankamer.	Rogers of Hunt.
Harman.	Rollins.
Harris.	Ross.
Hartzog.	Russell.
Head.	Savage.
Hester.	Scarborough.
Hicks.	Shannon.
Hill of Brazoria.	Shults.
Hodges.	Smith.
Holekamp.	Stanfield.
Holland.	Stinson.
Holloway.	Stovall.
Hoskins.	Stubbeman.
Huddleston.	Tarwater.
Hughes.	Tennyson.
Hunt.	Thomas.
Hyder.	Tillery.
Jackson.	Townsend.
Jones of Atascosa.	Turlington.
Jones of Runnels.	Van Zandt.
Kyle of Hays.	Wagstaff.
Kyle of Palo Pinto.	Walker.
Latham.	Weinert.
Leonard.	Wells.
Long.	Winningham.
Mackay.	Wood.
Magee.	Young.
Mathis.	

Nays—6

Baker.	Puryear.
Lindsey.	Reed of Bowie.
McDougald.	Vaughan.

Present—Not Voting

Lotief.	Scott.
---------	--------

Absent

Anderson.	Dunlap.
Barron.	Duvall.
Butler.	Ford.
Calvert.	Graves.
Clayton.	Harrison.
Cowley.	Hill of Webb.
Davidson.	Hunter.

James.	McKee.
Jefferson.	Palmer.
Johnson.	Reader.
of Anderson.	Renfro.
Jones of Shelby.	Riddle.
Laird.	Rogers
Lemens.	of Ochiltree.
McGregor.	Sullivant.

Absent—Excused

Beck.	Kayton.
Johnson	Steward.
of Dimmit.	

(Speaker in the Chair.)

SENATE BILL NO. 56 ON SECOND READING

(By Unanimous Consent)

On motion of Mr. McKee, the Twenty-four-hour House Rule, relative to the consideration of printed bills, was suspended, to take up, for consideration at this time, Senate Bill No. 56.

Mr. McKee moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 56 be placed on its second reading and passage to third reading, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—112

Adamson.	Ford.
Aikin.	Fuchs.
Alexander.	Glass.
Alsup.	Goodman.
Baker.	Greathouse.
Barrett.	Hankamer.
Bedford.	Harris.
Bourne.	Head.
Burns.	Hester.
Butler.	Hicks.
Camp.	Hill of Brazoria.
Canon.	Hodges.
Caven.	Holekamp.
Celaya.	Holland.
Chastain.	Holloway.
Clayton.	Huddleston.
Colson.	Hunt.
Coombes.	Hunter.
Cowley.	Jackson.
Crossley.	Jones of Runnels.
Daniel.	Jones of Shelby.
Dean.	Kyle of Hays.
Devall.	Kyle of Palo Pinto.
Dunagan.	Laird.
Engelhard.	Latham.
Fain.	Leonard.
Few.	Lindsey.
Fisher.	Long.

Lotief.	Rogers of Hunt.
Mackay.	Rogers
Magee.	of Ochiltree.
Mathis.	Rollins.
McClain.	Ross.
McDougald.	Russell.
McKee.	Savage.
Merritt.	Scarborough.
Metcalfe.	Scott.
Mitcham.	Shannon.
Moffett.	Shults.
Moore.	Smith.
Morrison.	Stanfield.
Morse.	Stinson.
Munson.	Stovall.
Nicholson.	Stubbeman.
Parkhouse.	Tarwater.
Patterson.	Tennyson.
Pavlica.	Townsend.
Pope.	Turlington.
Puryear.	Van Zandt.
Ramsey.	Vaughan.
Ratliff.	Wagstaff.
Ray.	Walker.
Reader.	Wells.
Reed of Bowie.	Winningham.
Reed of Dallas.	Wood.
Renfro.	Young.
Roberts.	

Absent

Anderson.	Hoskins.
Barron.	Hughes.
Bradley.	Hyder.
Calvert.	James.
Cathey.	Jefferson.
Davidson.	Johnson
Dunlap.	of Anderson.
Duvall.	Jones of Atascosa.
Dwyer.	Lemens.
Golson.	McCullough.
Good.	McGregor.
Graves.	Palmer.
Griffith.	Riddle.
Harman.	Sullivant.
Harrison.	Thomas.
Hartzog.	Tillery.
Hill of Webb.	Weinert.

Absent—Excused

Beck.	Kayton.
Johnson	Steward.
of Dimmit.	

The Speaker then laid before the House, on its second reading and passage to third reading,

S. B. No. 56, A bill to be entitled "An Act to vest in the United States Government fee simple title to 20.8 acres of land in Jefferson County, Texas, more fully described herein, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 56 ON THIRD READING

The Speaker then laid Senate Bill No. 56 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—120

Adamson.	Kyle of Hays.
Aikin.	Kyle of Palo Pinto.
Alexander.	Laird.
Alsup.	Latham.
Baker.	Lindsey.
Barrett.	Long.
Bedford.	Lotief.
Bourne.	Mackay.
Burns.	Magee.
Butler.	Mathis.
Camp.	McClain.
Canon.	McCullough.
Cathey.	McDougald.
Caven.	McKee.
Celaya.	Merritt.
Chastain.	Metcalfe.
Clayton.	Moffett.
Colson.	Moore.
Coombes.	Morrison.
Cowley.	Morse.
Crossley.	Munson.
Daniel.	Nicholson.
Dean.	Parkhouse.
Devall.	Patterson.
Dunagan.	Pavlica.
Engelhard.	Pope.
Fain.	Puryear.
Few.	Ramsey.
Fisher.	Ratliff.
Ford.	Ray.
Fuchs.	Reader.
Glass.	Reed of Bowie.
Golson.	Reed of Dallas.
Goodman.	Renfro.
Greathouse.	Riddle.
Griffith.	Roberts.
Hankamer.	Rogers of Hunt.
Harris.	Rogers
Head.	of Ochiltree.
Hester.	Rollins.
Hicks.	Ross.
Hill of Brazoria.	Russell.
Hodges.	Savage.
Holekamp.	Scarborough.
Holland.	Scott.
Holloway.	Shannon.
Hoskins.	Shults.
Huddleston.	Stanfield.
Hughes.	Stinson.
Hunt.	Stovall.
Hunter.	Stubbeman.
Hyder.	Tarwater.
Jackson.	Tennyson.
Jones of Atascosa.	Tillery.
Jones of Runnels.	Townsend.
Jones of Shelby.	Turlington.

Van Zandt.	Wells.
Vaughan.	Winningham.
Wagstaff.	Wood.
Walker.	Young.
Weinert.	

Absent

Anderson.	Hill of Webb.
Barron.	James.
Bradley.	Jefferson.
Calvert.	Johnson
Davidson.	of Anderson.
Dunlap.	Lemens.
Duvall.	Leonard.
Dwyer.	McGregor.
Good.	Mitcham.
Graves.	Palmer.
Harman.	Smith.
Harrison.	Sullivant.
Hartzog.	Thomas.

Absent—Excused

Beck.	Kayton.
Johnson	Steward.
of Dimmit.	

HOUSE BILL NO. 25 ON PASSAGE
TO ENGROSSMENT

The Speaker laid before the House, as postponed business, on its passage to engrossment.

H. B. No. 25, A bill to be entitled "An Act amending Article 1111, Vernon's Revised Civil Statutes, the same being the Act of 1927, Fortieth Legislature, page 276, Chapter 194, for the purpose of more fully and effectually carrying out the National Industrial Recovery Act and its program of relief in the State of Texas, by providing adequate machinery to increase the powers of cities, towns, and villages, in order that they may mortgage and encumber municipal markets or city markets, so as to enable them to obtain loans from the Federal Government for the purpose of building, enlarging, or repairing municipally-owned markets; etc., and declaring an emergency";

The bill having been read second time, on this morning, and postponed until 3 o'clock p. m., today.

Mr. Engelhard offered the following amendment to the bill:

Amend House Bill No. 25 by striking out all below the enacting clause, and substituting in lieu thereof the following:

"Section 1. That the governing body of all cities, towns, and villages operating under Title 28, of the Revised Civil Statutes of the State of

Texas of 1925, and amendments thereto, shall, in addition to the powers heretofore granted, have the following powers, subject to the provisions of Chapter 163, of the Acts of the Forty-second Legislature:

"1. To establish or erect, or cause to be established or erected, warehouses and elevators for the storage of agricultural products.

"2. Cold storage plants for the storage and preservation of agricultural products, meats, and other produce of a perishable nature.

"3. Abattoirs for the slaughtering of animals.

"4. Ice manufacturing plants for the manufacturing and sale of ice.

"5. Light systems, water systems, sewer system, municipal markets, or city markets.

"Sec. 2. The governing body of all such cities, towns, and villages, as an incident to the right to establish or erect, or cause to be established or erected, the different kinds of establishments enumerated in Section 1 above, of this Act, shall have the power to mortgage, encumber, and lease such establishments, and the income thereof, and everything pertaining thereto, and issue revenue bonds, notes, certificates, or other evidence of indebtedness in payment thereof to secure funds to erect or purchase same, including sufficient land on which to erect same, and for the purpose of extending or repairing such establishments after same have been established, and as additional security therefor, by the terms of such encumbrances, may grant to the purchaser under sale or foreclosure thereunder, a franchise to operate the properties so purchased for a term of not over twenty (20) years after such purchase, subject to all laws regulating same then in force. No such obligation shall ever be a debt of such city, town, or village, but solely upon the properties so encumbered, and shall never be reckoned in determining the power of such city, town, or village to issue any bonds for any purpose authorized by law.

"Sec. 3. The fact that cities, towns, and villages in Texas of less than five thousand (5,000) inhabitants have no authority, under existing laws, to erect, or cause to be erected, the kind of properties provided for in Section 1 of this Act, and that such powers

are necessary in order for said cities, towns, and villages to borrow money for the erection of such establishments from the Federal Government or agencies created thereunder, creates an emergency and an imperative public necessity that the constitutional rule, providing that bills be read on three several days, be suspended, and said rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted."

Mr. Van Zandt offered the following amendment to the amendment by Mr. Engelhard:

Amend Engelhard amendment to House Bill No. 25, by striking out the colon at the end of the line just preceding Subsection 1 of Section 1, and by adding the following: "and nothing in this Act shall be construed as repealing any of the provisions of House Bill No. 312, passed by the Regular Session of the Forty-second Legislature, and all action of governing boards of governmental units referred to in this Act shall be taken subject to all of the restrictions and provisions of House Bill No. 312, passed by the Regular Session of the Forty-second Legislature, as aforesaid:"

The amendment was adopted.

Mr. Vaughan offered the following amendment to the amendment by Mr. Engelhard:

Amend amendment to House Bill No. 25, Section 1, line 3, by adding after the word "shall" the following: "with the approval of a majority of the qualified voters, who are property owners in such city, town, or village."

Mr. Van Zandt raised a point of order on further consideration of the amendment, on the ground that the amendment conflicts with an amendment heretofore adopted.

The Speaker overruled the point of order.

Question recurring on the amendment by Mr. Vaughan, it was adopted.

Mr. Clayton offered the following amendments to the amendment by Mr. Engelhard:

(1)

Amend substitute for House Bill No. 25, Section 2, line 5, by adding before the words "the income" the words "to pledge or encumber."

(2)

Amend substitute for House Bill No. 25, Section 2, line 9, by adding after the word "extend" a comma and the following words: "improving, enlarging."

(3)

Amend substitute for House Bill No. 25, Section 2, line 10, of mimeograph copy, by striking out the words "establishments after same have been established," and insert in lieu thereof the words "systems as may be established hereunder, or as may have already been established."

The amendments were severally adopted.

Mr. Lotief offered the following amendment to the amendment:

Amend amendment to House Bill No. 25, Section 3, page 1, by adding after the words "city market," the words "natural gas system."

The amendment was adopted.

The amendment, by Mr. Engelhard, as amended was then adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

House Bill No. 25 was then passed to engrossment.

MOTION TO TAKE UP HOUSE BILL NO. 25

Mr. Hartzog moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 25 be placed on its third reading and final passage.

The motion was lost (not receiving the necessary four-fifths vote) by the following vote:

Yeas—77

Adamson.	Daniel.
Alexander.	Dean.
Alsup.	Devall.
Barrett.	Dunagan.
Barron.	Few.
Bourne.	Fisher.
Bradley.	Fuchs.
Burns.	Glass.
Butler.	Golson.
Canon.	Good.
Clayton.	Goodman.
Cowley.	Hankamer.
Crossley.	Harris.

Hartzog.	Munson.
Head.	Palmer.
Hester.	Pavlica.
Hodges.	Ratliff.
Holekamp.	Ray.
Holland.	Reader.
Holloway.	Reed of Dallas.
Hoskins.	Riddle.
Hughes.	Roberts.
Hyder.	Rogers.
Jackson.	of Ochiltree.
James.	Rollins.
Jefferson.	Russell.
Jones of Atascosa.	Savage.
Kyle of Hays.	Scott.
Laird.	Shannon.
Latham.	Shults.
Lemens.	Smith.
Leonard.	Stubbeman.
Lotief.	Sullivant.
McClain.	Tarwater.
McCullough.	Tennyson.
McKee.	Turlington.
Mitcham.	Van Zandt.
Moffett.	Walker.
Morrison.	Young.

Nays—28

Aikin.	McDougald.
Bedford.	Merritt.
Chastain.	Parkhouse.
Coombes.	Puryear.
Fain.	Reed of Bowie.
Ford.	Rogers of Hunt.
Greathouse.	Ross.
Hicks.	Scarborough.
Huddleston.	Stanfield.
Hunt.	Stovall.
Jones of Runnels.	Tillery.
Kyle of Palo Pinto.	Vaughan.
Lindsey.	Wagstaff.
Long.	Winningham.

Absent

Anderson.	Johnson
Baker.	of Anderson.
Calvert.	Jones of Shelby.
Camp.	Mackay.
Cathey.	Magee.
Caven.	Mathis.
Celaya.	McGregor.
Colson.	Metcalfe.
Davidson.	Moore.
Dunlap.	Morse.
Duvall.	Nicholson.
Dwyer.	Patterson.
Engelhard.	Pope.
Graves.	Ramsey.
Griffith.	Renfro.
Harman.	Stinson.
Harrison.	Thomas.
Hill of Brazoria.	Townsend.
Hill of Webb.	Weinert.
Hunter.	Wells.
	Wood.

Absent—Excused

Beck.	Kayton.
Johnson	Steward.
of Dimmit.	

HOUSE BILL NO. 40 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 40, A bill to be entitled "An Act releasing penalties and interest on ad valorem and poll taxes that were delinquent on or before July 1, 1933, due the State and certain subdivisions of the State, provided same are voluntarily paid on or before December 31, 1933, together with 2 per cent penalty, or on or before March 31, 1934, together with 4 per cent penalty, or on or before June 30, 1934, together with 6 per cent penalty; providing that Section 1 hereof shall not apply to delinquent taxes due to cities, towns, villages, special school districts, or independent school districts unless and until the governing body of such subdivision shall adopt the provisions hereof by resolution or ordinance; providing that nothing in Section 1 of this Act shall be construed as postponing, delaying, or extending the time for the payment of delinquent taxes covered by this Act, nor as prohibiting, postponing, or delaying the filing or prosecution of tax suits; defining the term 'voluntarily paid,' as same is used herein; etc., and declaring an emergency."

The bill was read second time.

Mrs. Hughes offered the following committee amendments to the bill:

(1)

Amend House Bill No. 40, line 22, of Section 2, by inserting the word "and" between the words "ad valorem" and "poll."

(2)

Amend House Bill No. 40, line 5, of Section 4, page 5, by striking out of said line the word "but," and inserting in lieu thereof the words "provided, however, that."

(3)

Amend House Bill No. 40 by striking out all of Section 3, and substituting in lieu thereof the following: "Section 3. In the event any city,

town, village, special school district, water improvement district, water control and improvement district, irrigation district, or other defined self-governing subdivisions of the State has heretofore adopted the provisions of Section 2, of Chapter 169, of the Acts of the Regular Session of the Forty-third Legislature, providing an alternative method for the payment of delinquent taxes; and any person, firm, association of persons, or corporation who shall not have been able to pay all delinquent ad valorem and poll taxes owed by such person, firm, association of persons, or corporation, and who, on or before September 30, 1933, appeared before the public officer charged with the duty of collecting said taxes and made sworn affidavit of such inability to pay all of said taxes, and such person, firm, association of persons or corporation has filed said affidavit with such officer and has, on or before September 30, 1933, paid twenty per cent (20%) of such delinquent taxes, and who has in all other respects complied with the provisions of said Section 2, of said Chapter 169, of the Acts of the Regular Session of the Forty-third Legislature, shall have all interest and penalties on such delinquent taxes remitted and released, and the same are hereby remitted and released, subject to the provisions hereof; and such person, firm, association of persons, or corporation may make payment of the balance of said taxes in four (4) equal installments, which installments shall bear interest at the rate of six per cent (6%) from September 30, 1933, such interest shall be paid on the respective installments with each such installment; and such installments of taxes and interest shall be paid as follows: The first installment on or before June 30, 1934, the second installment on or before December 31, 1934, and the third installment on or before June 30, 1935, and the fourth and last installment of the amount due on or before December 31, 1935. Each of such payments shall be accepted by the public official charged with the duty of collecting such taxes, and shall be credited by him toward the payment of said taxes first delinquent and remaining unpaid. The failure to pay any one of the installments as herein provided for shall cause the delinquent ad valorem and poll taxes, on which the penalties and in-

terest are hereby released, to become immediately due and payable together with interest on the entire amount of taxes, at the rate of six per cent (6%) per annum, from September 30, 1933, and be subject to the general laws of this State governing the collection of delinquent taxes, as if this Act had not been passed. The provisions of this Section of this Act shall not apply to any delinquent taxes due the State or any county of this State."

The amendments were severally adopted.

Mr. Pope offered the following amendment to the bill:

Amend House Bill No. 40 by striking out Section 2, and renumbering succeeding sections.

Mr. Alexander moved the previous question on the pending amendment and the bill, and the main question was ordered.

Question first recurring on the amendment by Mr. Pope, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—46

Aikin.	Long.
Baker.	Lotief.
Barrett.	McDougald.
Bourne.	Merritt.
Bradley.	Mitcham.
Burns.	Morrison.
Canon.	Palmer.
Cathey.	Patterson.
Chastain.	Pavlica.
Colson.	Pope.
Cowley.	Reed of Bowie.
Dunagan.	Rogers of Hunt.
Duvall.	Rollins.
Engelhard.	Russell.
Fisher.	Scarborough.
Golson.	Shannon.
Good.	Stanfield.
Goodman.	Thomas.
Hill of Brazoria.	Tillery.
Holekamp.	Vaughan.
Huddleston.	Wagstaff.
Jones of Shelby.	Walker.
Laird.	Weinert.

Nays—70

Adamson.	Camp.
Alexander.	Caven.
Alsup.	Clayton.
Barron.	Coombes.
Bedford.	Crossley.
Butler.	Daniel.

Dean.	Metcalfe.
Devall.	Moffett.
Fain.	Moore.
Few.	Morse.
Ford.	Munson.
Fuchs.	Parkhouse.
Glass.	Puryear.
Griffith.	Ratliff.
Harris.	Ray.
Hartzog.	Reader.
Hester.	Reed of Dallas.
Hicks.	Renfro.
Hodges.	Riddle.
Holland.	Roberts.
Holloway.	Rogers.
Hughes.	of Ochiltree.
Hunt.	Ross.
Hunter.	Shults.
Hyder.	Smith.
Jackson.	Stinson.
Jefferson.	Stovall.
Jones of Runnels.	Stubbeman.
Kyle of Palo Pinto.	Sullivant.
Latham.	Tennyson.
Lemens.	Turlington.
Lindsey.	Van Zandt.
Mackay.	Winningham.
Magee.	Wood.
McClain.	Young.
McKee.	

Absent

Anderson.	Johnson
Calvert.	of Anderson.
Celaya.	Jones of Atascosa.
Davidson.	Kyle of Hays.
Dunlap.	Leonard.
Dwyer.	Mathis.
Graves.	McCullough.
Greathouse.	McGregor.
Hankamer.	Nicholson.
Harman.	Ramsey.
Harrison.	Savage.
Head.	Scott.
Hill of Webb.	Tarwater.
Hoskins.	Townsend.
James.	Wells.

Absent—Excused

Beck.	Kayton.
Johnson	Steward.
of Dimmit.	

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

House Bill No. 40 was then passed to engrossment by the following vote:

Yeas—73

Adamson.	Bedford.
Alexander.	Burns.
Alsup.	Butler.
Barron.	Camp.

Caven.	Moffett.
Coombes.	Moore.
Crossley.	Morse.
Daniel.	Munson.
Davidson.	Parkhouse.
Dean.	Puryear.
Devall.	Ratliff.
Engelhard.	Ray.
Few.	Reader.
Ford.	Reed of Dallas.
Fuchs.	Renfro.
Glass.	Riddle.
Good.	Roberts.
Griffith.	Rogers
Harris.	of Ochiltree.
Hartzog.	Ross.
Head.	Russell.
Hester.	Scott.
Hill of Brazoria.	Shannon.
Hodges.	Shults.
Holland.	Smith.
Holloway.	Stinson.
Hughes.	Stovall.
Hunt.	Stubbeman.
Hunter.	Sullivant.
Jefferson.	Tarwater.
Jones of Runnels.	Tennyson.
Kyle of Hays.	Turlington.
Latham.	Van Zandt.
Lemens.	Walker.
Lindsey.	Winningham.
Mackay.	Wood.
Metcalfe.	Young.

Nays—45

Aikin.	Jones of Shelby.
Baker.	Laird.
Barrett.	Long.
Bourne.	Lotief.
Bradley.	Magee.
Canon.	McDougald.
Cathey.	McKee.
Chastain.	Merritt.
Clayton.	Mitcham.
Colson.	Morrison.
Cowley.	Patterson.
Dunagan.	Pavlica.
Fain.	Pope.
Fisher.	Reed of Bowie.
Golson.	Rogers of Hunt.
Goodman.	Rollins.
Hankamer.	Scarborough.
Hicks.	Stanfield.
Holekamp.	Thomas.
Hoskins.	Vaughan.
Huddleston.	Wagstaff.
Hyder.	Weinert.
Jackson.	

Absent

Anderson.	Graves.
Calvert.	Greathouse.
Celaya.	Harman.
Dunlap.	Harrison.
Duvall.	Hill of Webb.
Dwyer.	James.

Johnson	McGregor.
of Anderson.	Nicholson.
Jones of Atascosa.	Palmer.
Kyle of Palo Pinto.	Ramsey.
Leonard.	Savage.
Mathis.	Tillery.
McClain.	Townsend.
McCullough.	Wells.

Absent—Excused

Beck.	Kayton.
Johnson	Steward.
of Dimmit.	

MOTION TO TAKE UP HOUSE BILL NO. 40

Mrs. Hughes moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 40 be placed on its third reading and final passage.

The motion was lost (not receiving the necessary four-fifths vote) by the following vote:

Yeas—75

Alexander.	Lindsey.
Alsup.	Mackay.
Barron.	Merritt.
Bedford.	Metcalfe.
Burns.	Mitcham.
Butler.	Moffett.
Camp.	Moore.
Caven.	Morrison.
Chastain.	Morse.
Coombes.	Munson.
Crossley.	Parkhouse.
Daniel.	Puryear.
Dean.	Ratliff.
Devall.	Ray.
Few.	Reader.
Ford.	Reed of Dallas.
Fuchs.	Renfro.
Glass.	Roberts.
Griffith.	Rogers of Hunt.
Harris.	Rogers
Hartzog.	of Ochiltree.
Head.	Ross.
Hester.	Russell.
Hicks.	Savage.
Hill of Brazoria.	Scott.
Hodges.	Shannon.
Holland.	Shults.
Holloway.	Smith.
Hoskins.	Stinson.
Hughes.	Stubbeman.
Hunt.	Sullivant.
Hunter.	Tarwater.
Hyder.	Turlington.
Jefferson.	Van Zandt.
Jones of Runnels.	Wagstaff.
Jones of Shelby.	Winningham.
Kyle of Palo Pinto.	Wood.
Lemens.	Young.

Nays—40

Adamson.	Laird.
Aikin.	Long.
Barrett.	Lotief.
Bourne.	Magee.
Bradley.	McDougald.
Canon.	McKee.
Cathey.	Patterson.
Clayton.	Pavlica.
Colson.	Pope.
Cowley.	Reed of Bowie.
Dunagan.	Riddle.
Fain.	Rollins.
Fisher.	Scarborough.
Golson.	Stanfield.
Good.	Stovall.
Goodman.	Tennyson.
Hankamer.	Thomas.
Holekamp.	Vaughan.
Huddleston.	Walker.
Jackson.	Weinert.

Absent

Anderson.	Johnson
Baker.	of Anderson.
Calvert.	Jones of Atascosa.
Celaya.	Kyle of Hays.
Davidson.	Latham.
Dunlap.	Leonard.
Duvall.	Mathis.
Dwyer.	McClain.
Engelhard.	McCullough.
Graves.	McGregor.
Greathouse.	Nicholson.
Harman.	Palmer.
Harrison.	Ramsey.
Hill of Webb.	Tillery.
James.	Townsend.
	Wells.

Absent—Excused

Beck.	Kayton.
Johnson	Steward.
of Dimmit.	

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, October 4, 1933.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: I am directed by the Senate
to inform the House that the Senate
has passed

S. B. No. 38, A bill to be entitled
"An Act creating 'Lower Neches
Valley Authority,' a conservation
and reclamation district under and
with the powers provided in Section
59, of Article XVI, of the Constitu-
tion, to conserve, control, and utilize
storm and flood waters of the
Neches River and its tributaries, ex-
cept said district shall have no

power of taxation nor right to create any debt payable out of taxation; defining the boundaries thereof; providing for control through board of directors, their appointment, qualifications and tenure, their organization and powers; authorizing the storing, controlling, conservation, and distribution of storm and flood waters of Neches River and its tributaries within and or without such district, for irrigation, domestic, industrial and municipal uses, and also for hydroelectric power, with authority to make contracts with water users and to establish and collect maintenance and operation charges for water service, also authorizing all contracts, leases, and agreements necessary or convenient with any person, corporation, or government, including the United States Government and the State of Texas, authorizing such district to borrow money from the Federal Emergency Administration of Public Works, or other United States agency, and from other persons, and secure payment thereof by first and or second mortgage and encumbrance on all of the district's properties, improvements, and facilities, and the revenue and income to be derived therefrom; providing for the issuance of interest, and declaring an emergency."

H. B. No. 65, A bill to be entitled "An Act to provide for payment of the salary of the ex-officio superintendent of public instruction in all counties having not less than three thousand (3,000) and not more than three thousand one hundred (3,100) population, according to the last preceding Federal Census, from the county available school fund; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Respectfully,
BOB BARKER,
 Secretary of the Senate.

HOUSE BILL NO. 46 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 46, A bill to be entitled "An Act providing for the creation of discharged convicts revolving fund, amending Article 6166-m, as passed by the Fortieth Legislature, 1927, Chapter 212, Section 14, providing for

the payment of money into said fund by the State Treasurer out of monies remitted to him by the General Manager of the State Prison System; providing for reports of the condition of the discharged convicts revolving fund by the depositories, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 46 ON THIRD READING

Mr. Burns moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 46 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103

Adamson.	Hughes.
Aikin.	Hunt.
Alexander.	Hyder.
Alsup.	Jackson.
Baker.	Jefferson.
Bedford.	Jones of Runnels.
Bradley.	Jones of Shelby.
Burns.	Kyle of Palo Pinto.
Butler.	Laird.
Camp.	Latham.
Canon.	Lindsey.
Caven.	Long.
Clayton.	Lotief.
Colson.	Mackay.
Cowley.	Magee.
Crossley.	McClain.
Daniel.	McCullough.
Davidson.	McDougald.
Dean.	Merritt.
Dunagan.	Metcalfe.
Engelhard.	Mitcham.
Fain.	Moffett.
Few.	Moore.
Ford.	Morrison.
Fuchs.	Morse.
Glass.	Munson.
Golson.	Pavlica.
Good.	Pope.
Goodman.	Puryear.
Greathouse.	Ramsey.
Griffith.	Ratliff.
Hankamer.	Ray.
Harman.	Reader.
Hartzog.	Reed of Bowie.
Head.	Reed of Dallas.
Hester.	Renfro.
Hill of Brazoria.	Roberts.
Hodges.	Rogers of Hunt.
Holekamp.	Rogers
Holland.	of Ochiltree.
Holloway.	Rollins.
Hoskins.	Ross.

Russell.	Tarwater.
Savage.	Tennyson.
Scarborough.	Thomas.
Shannon.	Turlington.
Shults.	Wagstaff.
Smith.	Walker.
Stanfield.	Weinert.
Stinson.	Winningham.
Stovall.	Wood.
Stubbeman.	Young.

Nays—10

Coombes.	Patterson.
Devall.	Sullivant.
Fisher.	Tillery.
Harris.	Van Zandt.
Huddleston.	Vaughan.

Present—Not Voting

McKee.	Scott.
--------	--------

Absent

Anderson.	James.
Barrett.	Johnson
Barron.	of Anderson.
Bourne.	Jones of Atascosa.
Calvert.	Kyle of Hays.
Cathey.	Lemens.
Celaya.	Leonard.
Chastain.	Mathis.
Dunlap.	McGregor.
Duvall.	Nicholson.
Dwyer.	Palmer.
Graves.	Parkhouse.
Harrison.	Riddle.
Hicks.	Townsend.
Hill of Webb.	Wells.
Hunter.	

Absent—Excused

Beck.	Kayton.
Johnson	Steward.
of Dimmit.	

The Speaker then laid House Bill No. 46 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—103

Adamson.	Chastain.
Aikin.	Clayton.
Alexander.	Colson.
Alsup.	Cowley.
Baker.	Crossley.
Barron.	Daniel.
Bedford.	Davidson.
Bourne.	Dean.
Bradley.	Dunagan.
Burns.	Engelhard.
Butler.	Fain.
Camp.	Few.
Canon.	Ford.
Caven.	Fuchs.

Glass.	Morrison.
Golson.	Morse.
Good.	Munson.
Goodman.	Palmer.
Griffith.	Pavlica.
Hankamer.	Pope.
Harman.	Puryear.
Hartzog.	Ramsey.
Head.	Ratliff.
Hester.	Ray.
Hill of Brazoria.	Reed of Bowie.
Hodges.	Reed of Dallas.
Holekamp.	Renfro.
Holland.	Roberts.
Holloway.	Rogers of Hunt.
Hoskins.	Rogers
Hughes.	of Ochiltree.
Hunt.	Rollins.
Hyder.	Ross.
Jackson.	Russell.
Jefferson.	Savage.
Jones of Runnels.	Scarborough.
Jones of Shelby.	Shannon.
Kyle of Palo Pinto.	Shults.
Laird.	Smith.
Latham.	Stanfield.
Lindsey.	Stinson.
Long.	Stovall.
Lotief.	Stubbeman.
Mackay.	Tarwater.
Magee.	Thomas.
McClain.	Tillery.
McCullough.	Turlington.
McDougald.	Wagstaff.
Merritt.	Walker.
Mitcham.	Winningham.
Moffett.	Wood.
Moore.	Young.

Nays—10

Coombes.	Patterson.
Devall.	Scott.
Fisher.	Sullivant.
Harris.	Van Zandt.
Huddleston.	Vaughan.

Present—Not Voting

McKee.

Absent

Anderson.	Jones of Atascosa.
Barrett.	Kyle of Hays.
Calvert.	Lemens.
Cathey.	Leonard.
Celaya.	Mathis.
Dunlap.	McGregor.
Duvall.	Metcalfe.
Dwyer.	Nicholson.
Graves.	Parkhouse.
Greathouse.	Reader.
Harrison.	Riddle.
Hicks.	Tennyson.
Hill of Webb.	Townsend.
Hunter.	Weinert.
James.	Wells.
Johnson	
of Anderson.	

Absent—Excused

Beck. Kayton.
Johnson Steward.
of Dimmit.

BILLS SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

H. B. No. 38, "An Act to amend House Bill No. 925, Chapter 89, Acts of the Forty-second Legislature, passed at its Regular Session in 1931, authorizing any navigation district created for the development of deep-water navigation which may now have, or may hereafter have, within its boundaries, a city of not less than twenty-seven thousand nor more than twenty-eight thousand inhabitants, as shown by the Federal Census last preceding such action, to borrow money and encumber its properties and revenues to secure payments thereof, by adding thereto new Sections, to be known as Sections 8, 9, 10, 11, 12, 13, and 14, so as to provide for notice and hearing in respect of the issuance of the evidences of any such indebtedness; etc., and declaring an emergency."

H. B. No. 45, "An Act validating and legalizing the creation of navigation districts heretofore created under authority of Section 52, Article III, of the Constitution of Texas, and which have thereafter been converted into navigation districts under Section 59, of Article XVI, of the Constitution, and as provided by Section 1, or Chapter 103, Acts of the Forty-first Legislature, 1929, First Called Session; etc., and declaring an emergency."

HOUSE BILL NO. 47 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 47, A bill to be entitled "An Act requiring, in certain instances after twenty years, in other instances after seven years, and in other instances, after stipulated periods, individuals, companies, corporations, and associations holding certain unclaimed deposits of money and certain unclaimed property for storage or safe-keeping, or otherwise,

and companies, corporations, and associations holding certain unclaimed dividends, profits, debts, and interest on debts, and requiring certain county and district court officials holding funds in trust paid in under order of the court, to report annually, under oath, such unclaimed deposits of money, property, dividends, profits, debts, and interest on debts so held to the Comptroller of Public Accounts; setting forth the requirements of such reports, and providing penalties for false reports and for failure to report; requiring the Comptroller of Public Accounts to keep an index of the contents of said reports; etc., and declaring an emergency.

The bill was read second time.

Mr. Savage offered the following committee amendments to the bill:

(1)

Amend House Bill No. 47, by adding to Section 13 thereof the following:

"Provided that the Treasurer of the State of Texas shall not be authorized to make payments of money out of the Treasury as provided in Article 3655, of the Revised Civil Statutes of 1925, except through appropriations made by the Legislature therefor."

(2)

Amend House Bill No. 47 by inserting in line 31, page 1, after "claim outs," the following:

"Providing that the Treasurer of Texas shall not be authorized to make payments of money, as provided in Article 3655, of the Revised Civil Statutes of 1925, except through appropriations made by the Legislature therefor; if any part of this Act shall ever be held unconstitutional, such holding shall not affect the remaining provisions thereof."

The amendments were severally adopted.

Mr. Moore offered the following amendment to the bill:

Amend House Bill No. 47 by striking out line 34, page 1, of printed bill.

(Pending consideration of the amendment, Mr. Scott occupied the Chair temporarily.)

(Speaker in the Chair.)

Question recurring on the amendment by Mr. Moore, it was lost.

House Bill No. 47 was then passed to engrossment.

MOTION TO TAKE UP HOUSE BILL NO. 47

Mr. Savage moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 47 be placed on its third reading and final passage.

The motion was lost (not receiving the necessary four-fifths vote) by the following vote:

Yeas—88

Adamson.	Hyder.
Aikin.	Jackson.
Alsup.	Kyle of Palo Pinto.
Baker.	Laird.
Barrett.	Latham.
Bedford.	Leonard.
Bourne.	Lotief.
Bradley.	Mackay.
Burns.	Magee.
Butler.	McCullough.
Calvert.	Merritt.
Canon.	Mitcham.
Caven.	Morrison.
Chastain.	Munson.
Clayton.	Palmer.
Colson.	Pope.
Coombes.	Ray.
Cowley.	Reed of Bowie.
Crossley.	Reed of Dallas.
Davidson.	Renfro.
Devall.	Rogers of Hunt.
Dunagan.	Rogers of Ochiltree.
Engelhard.	Rollins.
Fain.	Ross.
Few.	Russell.
Fisher.	Savage.
Ford.	Shannon.
Fuchs.	Shults.
Glass.	Smith.
Golson.	Stanfield.
Good.	Stinson.
Goodman.	Stovall.
Griffith.	Stubbeman.
Hankamer.	Sullivant.
Harman.	Tarwater.
Hartzog.	Tennyson.
Head.	Thomas.
Hester.	Turlington.
Hodges.	Van Zandt.
Holekamp.	Vaughan.
Holland.	Wagstaff.
Holloway.	Walker.
Hoskins.	Weinert.
Hunt.	Young.

Nays—23

Dean.	Jefferson.
Duvall.	Jones of Atascosa.
Harris.	Jones of Runnels.
Hill of Brazoria.	Lindsey.
Huddleston.	Long.
Hunter.	McDougald.

McKee.
Moffett.
Moore.
Morse.
Pavlica.
Puryear.

Ratliff.
Roberts.
Scarborough.
Tillery.
Wood.

Absent

Alexander.	Jones of Shelby.
Anderson.	Kyle of Hays.
Barron.	Lemens.
Camp.	Mathis.
Cathey.	McClain.
Celaya.	McGregor.
Daniel.	Metcalfe.
Dunlap.	Nicholson.
Dwyer.	Parkhouse.
Graves.	Patterson.
Greathouse.	Ramsey.
Harrison.	Reader.
Hicks.	Riddle.
Hill of Webb.	Scott.
Hughes.	Townsend.
James.	Wells.
Johnson of Anderson.	Winningham.

Absent—Excused

Beck.	Kayton.
Johnson of Dimmit.	Steward.

HOUSE BILL NO. 85 ON SECOND READING

(By Unanimous Consent)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 85, A bill to be entitled "An Act authorizing any county, political subdivision, or defined district thereof to hold an election for the purpose of determining whether it will repurchase any road bonds sold and outstanding at the time of the passage of this Act, out of unexpended and unpledged funds received from the original sale of said bonds, and providing that such election shall be ordered and held in the same form and manner provided for in voting such road bonds; providing for the cancellation and destruction of such road bonds upon repurchase by reason of such election; etc., and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 85 ON THIRD READING

Mr. Alexander moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 85

be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102

Adamson.	Lindsey.
Aikin.	Long.
Alexander.	Lotief.
Alsup.	Mackay.
Baker.	Magee.
Barrett.	McCullough.
Barron.	McDougald.
Bedford.	McKee.
Bourne.	Merritt.
Bradley.	Mitcham.
Burns.	Moffett.
Calvert.	Moore.
Camp.	Morrison.
Canon.	Morse.
Clayton.	Munson.
Coombes.	Palmer.
Cowley.	Pope.
Crossley.	Puryear.
Daniel.	Ramsey.
Davidson.	Ratliff.
Dean.	Ray.
Devall.	Reed of Bowie.
Dunagan.	Reed of Dallas.
Duvall.	Renfro.
Fain.	Roberts.
Few.	Rogers of Hunt.
Fisher.	Rogers
Ford.	of Ochiltree.
Fuchs.	Rollins.
Glass.	Ross.
Golson.	Russell.
Good.	Savage.
Goodman.	Scarborough.
Griffith.	Shannon.
Hankamer.	Shults.
Harris.	Stanfield.
Hartzog.	Stinson.
Head.	Stovall.
Hill of Brazoria.	Stubbeman.
Hodges.	Sullivant.
Holland.	Tarwater.
Holloway.	Tennyson.
Hoskins.	Thomas.
Hunt.	Tillery.
Hyder.	Turlington.
Jackson.	Van Zandt.
Jefferson.	Wagstaff.
Jones of Atascosa.	Walker.
Kyle of Palo Pinto.	Weinert.
Laird.	Wood.
Latham.	Young.
Leonard.	

Absent

Anderson.	Dunlap.
Butler.	Dwyer.
Cathey.	Engelhard.
Caven.	Graves.
Celaya.	Greathouse.
Chastain.	Harman.
Colson.	Harrison.

Hester.	McClain.
Hicks.	McGregor.
Hill of Webb.	Metcalfe.
Holekamp.	Nicholson.
Huddleston.	Parkhouse.
Hughes.	Patterson.
Hunter.	Pavlica.
James.	Reader.
Johnson	Riddle.
of Anderson.	Scott.
Jones of Runnels.	Smith.
Jones of Shelby.	Townsend.
Kyle of Hays.	Vaughan.
Lemens.	Wells.
Mathis.	Winningham.

Absent—Excused

Beck.	Kayton.
Johnson	Steward.
of Dimmit.	

The Speaker then laid House Bill No. 85 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—110

Adamson.	Greathouse.
Aikin.	Hankamer.
Alexander.	Harris.
Alsup.	Hartzog.
Baker.	Head.
Barrett.	Hill of Brazoria.
Barron.	Hodges.
Bedford.	Holland.
Bourne.	Holloway.
Bradley.	Hoskins.
Burns.	Huddleston.
Butler.	Hunt.
Calvert.	Hyder.
Camp.	Jackson.
Canon.	Jefferson.
Chastain.	Jones of Atascosa.
Clayton.	Jones of Runnels.
Colson.	Kyle of Palo Pinto.
Coombes.	Laird.
Cowley.	Latham.
Crossley.	Leonard.
Daniel.	Lindsey.
Davidson.	Long.
Dean.	Lotief.
Devall.	Mackay.
Dunlap.	Magee.
Dunagan.	McCullough.
Duvall.	McDougald.
Engelhard.	McKee.
Fain.	Merritt.
Few.	Mitcham.
Fisher.	Moffett.
Ford.	Moore.
Fuchs.	Morrison.
Glass.	Morse.
Golson.	Munson.
Good.	Palmer.
Goodman.	Pavlica.

Pope.	Shults.
Puryear.	Stanfield.
Ramsey.	Steward.
Ratliff.	Stinson.
Ray.	Stovall.
Reed of Bowie.	Stubbeman.
Reed of Dallas.	Sullivant.
Renfro.	Tarwater.
Roberts.	Thomas.
Rogers of Hunt.	Tillery.
Rogers	Turlington.
of Ochiltree.	Van Zandt.
Rollins.	Wagstaff.
Ross.	Walker.
Russell.	Weinert.
Savage.	Wood.
Scarborough.	Young.
Shannon.	

Absent

Anderson.	Kyle of Hays.
Cathey.	Lemens.
Caven.	Mathis.
Celaya.	McClain.
Dwyer.	McGregor.
Graves.	Metcalf.
Griffith.	Nicholson.
Harman.	Parkhouse.
Harrison.	Patterson.
Hester.	Reader.
Hicks.	Riddle.
Hill of Webb.	Scott.
Holekamp.	Smith.
Hughes.	Tennyson.
Hunter.	Townsend.
James.	Vaughan.
Johnson	Wells.
of Anderson.	Winningham.
Jones of Shelby.	

Absent—Excused

Beck.	Kayton.
Johnson of Dimmit.	

SENATE BILL NO. 21 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 21, A bill to be entitled "An Act amending Section 79, of Article 199, Title 8, of the Revised Civil Statutes of 1925, creating the Seventy-ninth Judicial District of Texas, as amended by the Acts of the Regular Session of the Forty-second Legislature, page 876, Chapter 370, Section 1, so as to change the terms of, and time of, holding the terms of district court in Starr, Brooks, Duval, and Jim Wells Counties, Texas; etc., and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 21 ON THIRD READING

Mr. Pope moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 21 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—100

Adamson.	Leonard.
Aikin.	Lindsey.
Alexander.	Long.
Alsup.	Lotief.
Baker.	Mackay.
Bedford.	Magee.
Bourne.	McCullough.
Bradley.	McKee.
Burns.	Merritt.
Butler.	Mitcham.
Calvert.	Moffett.
Camp.	Moore.
Canon.	Morrison.
Chastain.	Morse.
Colson.	Munson.
Coombes.	Palmer.
Cowley.	Pavlica.
Crossley.	Pope.
Daniel.	Puryear.
Davidson.	Ramsey.
Dean.	Ratliff.
Devall.	Ray.
Dunlap.	Reed of Bowie.
Dunagan.	Reed of Dallas.
Duvall.	Renfro.
Fain.	Roberts.
Fisher.	Rogers of Hunt.
Ford.	Rogers of Ochiltree.
Fuchs.	Rollins.
Glass.	Ross.
Golson.	Russell.
Good.	Savage.
Goodman.	Scarborough.
Griffith.	Shults.
Hankamer.	Stanfield.
Harris.	Steward.
Hartzog.	Stinson.
Head.	Stovall.
Hill of Brazoria.	Stubbeman.
Hodges.	Sullivant.
Holland.	Tarwater.
Hoskins.	Tennyson.
Huddleston.	Thomas.
Hunt.	Tillery.
Hyder.	Turlington.
Jackson.	Van Zandt.
Jefferson.	Wagstaff.
Jones of Atascosa.	Walker.
Jones of Runnels.	Weinert.
Laird.	Young.

Absent

Anderson.	Barron.
Barrett.	Cathey.

Caven.	Kyle of Palo Pinto.
Celaya.	Latham.
Clayton.	Lemens.
Dwyer.	Mathis.
Engelhard.	McClain.
Few.	McDougald.
Graves.	McGregor.
Greathouse.	Metcalfe.
Harman.	Nicholson.
Harrison.	Parkhouse.
Hester.	Patterson.
Hicks.	Reader.
Hill of Webb.	Riddle.
Holekamp.	Scott.
Holloway.	Shannon.
Hughes.	Smith.
Hunter.	Townsend.
James.	Vaughan.
Johnson	Wells.
of Anderson.	Winningham.
Jones of Shelby.	Wood.
Kyle of Hays.	

Absent—Excused

Beck.	Kayton.
Johnson of Dimmit.	

The Speaker then laid Senate Bill No. 21 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—106

Adamson.	Golson.
Aikin.	Good.
Alexander.	Goodman.
Alsup.	Griffith.
Barron.	Hankamer.
Bedford.	Harris.
Bourne.	Hartzog.
Bradley.	Head.
Burns.	Hester.
Butler.	Hill of Brazoria.
Ca'vert.	Hodges.
Camp.	Holland.
Canon.	Holloway.
Chastain.	Hoskins.
Clayton.	Huddleston.
Colson.	Hyder.
Coombes.	Jackson.
Cowley.	Jefferson.
Crossley.	Jones of Runnels.
Daniel.	Kyle of Palo Pinto.
Davidson.	Laird.
Dean.	Leonard.
Devall.	Lindsey.
Dunlap.	Long.
Dunagan.	Lotief.
Duvall.	Mackay.
Fain.	Magee.
Few.	McCullough.
Fisher.	McDougald.
Ford.	McKee.
Fuchs.	Merritt.
Glass.	Mitcham.

Moore.	Scarborough.
Morrison.	Scott.
Morse.	Shannon.
Munson.	Shults.
Palmer.	Stanfield.
Pavlica.	Steward.
Pope.	Stinson.
Puryear.	Stovall.
Ramsey.	Stubbeman.
Ratliff.	Sullivant.
Ray.	Tarwater.
Reed of Bowie.	Tennyson.
Reed of Dallas.	Thomas.
Renfro.	Tillery.
Roberts.	Turlington.
Rogers of Hunt.	Van Zandt.
Rogers	Wagstaff.
of Ochiltree.	Walker.
Rollins.	Weinert.
Ross.	Wood.
Russell.	Young.
Savage.	

Present—Not Voting

Moffett.

Absent

Anderson.	Jones of Atascosa.
Baker.	Jones of Shelby.
Barrett.	Kyle of Hays.
Cathey.	Latham.
Caven.	Lemens.
Celaya.	Mathis.
Dwyer.	McClain.
Engelhard.	McGregor.
Graves.	Metcalfe.
Greathouse.	Nicholson.
Harman.	Parkhouse.
Harrison.	Patterson.
Hicks.	Reader.
Hill of Webb.	Riddle.
Holekamp.	Smith.
Hughes.	Townsend.
Hunt.	Vaughan.
Hunter.	Wells.
James.	Winningham.
Johnson	
of Anderson.	

Absent—Excused

Beck.	Kayton.
Johnson of Dimmit.	

SENATE BILL NO. 34 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 34, A bill to be entitled "An Act to amend Senate Bill No. 488, Chapter 74, pages 95 to 98, inclusive, of the Special Laws of Texas, Acts of the Regular Session of the Forty-third Legislature of the State of Texas, approved May 16, 1933; which Act was amendatory to Senate Bill No. 54, Chapter 17, pages 262 to 165,

inclusive, Acts of the Fourth Called Session of the Thirty-fifth Legislature of the State of Texas, approved March 25, 1918; which said last mentioned Act was amendatory of Sections 12 and 16 of the Special Road Law of Smith County, Texas, passed by the Regular Session of the Thirty-third Legislature and known as Chapter 70 of the Special Laws of said Thirty-third Legislature, and which is also amendatory of Section 3 of Chapter 8 of the Special Road Law of Smith County, Texas, passed at the Regular Session of the Thirty-fourth Legislature and approved February 16, 1915, so as to further provide that the Commissioners Court of Smith County, Texas; etc."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 34 ON THIRD READING

Mr. Magee moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 34 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—104

Adamson.	Glass.
Aikin.	Golson.
Alexander.	Goodman.
Alsup.	Greathouse.
Baker.	Griffith.
Barron.	Hankamer.
Bedford.	Hartzog.
Bourne.	Head.
Bradley.	Hester.
Burns.	Hill of Brazoria.
Butler.	Hodges.
Calvert.	Holland.
Camp.	Holloway.
Canon.	Hoskins.
Chastain.	Huddleston.
Clayton.	Hunt.
Colson.	Hyder.
Coombes.	Jackson.
Cowley.	Jefferson.
Crossley.	Jones of Runnels.
Daniel.	Kyle of Palo Pinto.
Davidson.	Laird.
Dean.	Latham.
Devall.	Leonard.
Dunlap.	Long.
Dunagan.	Lotief.
Duvall.	Mackay.
Fain.	Magee.
Few.	McDougald.
Fisher.	McKee.
Ford.	Merritt.
Fuchs.	Mitcham.

Moffett.	Scarborough.
Moore.	Scott.
Morrison.	Shannon.
Morse.	Shults.
Munson.	Stanfield.
Palmer.	Steward.
Pavlica.	Stovall.
Pope.	Stubbeman.
Puryear.	Sullivant.
Ratliff.	Tarwater.
Ray.	Tennyson.
Reed of Bowie.	Thomas.
Reed of Dallas.	Tillery.
Renfro.	Turlington.
Roberts.	Van Zandt.
Rogers of Hunt.	Wagstaff.
Rogers	Walker.
of Ochiltree.	Weinert.
Rollins.	Wood.
Russell.	Young.
Savage.	

Absent

Anderson.	Kyle of Hays.
Barrett.	Lemens.
Cathey.	Lindsey.
Caven.	Mathis.
Celaya.	McClain.
Dwyer.	McCullough.
Engelhard.	McGregor.
Good.	Metcalfe.
Graves.	Nicholson.
Harman.	Parkhouse.
Harris.	Patterson.
Harrison.	Ramsey.
Hicks.	Reader.
Hill of Webb.	Riddle.
Holekamp.	Ross.
Hughes.	Smith.
Hunter.	Stinson.
James.	Townsend.
Johnson	Vaughan.
of Anderson.	Wells.
Jones of Atascosa.	Winningham.
Jones of Shelby.	

Absent—Excused

Beck.	Kayton.
Johnson of Dimmit.	

The Speaker then laid Senate Bill No. 34 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—106

Adamson.	Burns.
Aikin.	Butler.
Alexander.	Calvert.
Alsup.	Camp.
Baker.	Canon.
Barron.	Colson.
Bedford.	Coombes.
Bourne.	Cowley.
Bradley.	Crossley.

Daniel.	Merritt.
Davidson.	Mitcham.
Dean.	Moffett.
Devall.	Moore.
Dunlap.	Morrison.
Dunagan.	Morse.
Duvall.	Munson.
Fain.	Palmer.
Few.	Pavlica.
Fisher.	Pope.
Ford.	Puryear.
Fuchs.	Ratliff.
Glass.	Ray.
Golson.	Reed of Bowie.
Good.	Reed of Dallas.
Goodman.	Renfro.
Greathouse.	Roberts.
Griffith.	Rogers of Hunt.
Hankamer.	Rogers of Ochiltree.
Harris.	Rollins.
Hartzog.	Ross.
Head.	Russell.
Hester.	Savage.
Hill of Brazoria.	Scarborough.
Hodges.	Scott.
Holland.	Shannon.
Holloway.	Shults.
Hoskins.	Stanfield.
Huddleston.	Steward.
Hyder.	Stinson.
Jackson.	Stovall.
Jefferson.	Stubbeman.
Jones of Runnels.	Sullivant.
Kyle of Palo Pinto.	Tarwater.
Laird.	Tennyson.
Latham.	Thomas.
Leonard.	Tillery.
Lindsey.	Turlington.
Long.	Van Zandt.
Mackay.	Wagstaff.
Magee.	Walker.
McCullough.	Weinert.
McDougald.	Wood.
McKee.	Young.

Absent

Anderson.	Jones of Atascosa.
Barrett.	Jones of Shelby.
Cathey.	Kyle of Hays.
Caven.	Lemens.
Celaya.	Lotief.
Chastain.	Mathis.
Clayton.	McClain.
Dwyer.	McGregor.
Engelhard.	Metcalf.
Graves.	Nicholson.
Harman.	Parkhouse.
Harrison.	Patterson.
Hicks.	Ramsey.
Hill of Webb.	Reader.
Holekamp.	Riddle.
Hughes.	Smith.
Hunt.	Townsend.
Hunter.	Vaughan.
James.	Wells.
Johnson	Winningham.
of Anderson.	

Absent—Excused

Beck.	Kayton.
Johnson of Dimmit.	

SENATE BILL NO. 4 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 4, A bill to be entitled "An Act providing for the transfer of the lien for taxes that the State, county, or defined subdivision thereof has upon any real property; providing by whom and under what conditions such transfer may be made; providing for the recording of such transfer, and the effect of such record; providing for paying by lien holder to person paying such taxes the taxes, cost, and interest, and receiving transfer to himself of the tax lien; providing for foreclosure of lien and sale and disposition of proceeds of sale; providing for redemptions from foreclosure sale, providing this Act shall not abridge the right of taxpayer to enter into contract with lien holders for payment of taxes, nor affect existing contracts; providing that if any provision of this Act is declared invalid or unconstitutional, it shall not affect any other provision of this Act, and declaring an emergency."

The bill was read second time, and was passed to third reading.

MOTION TO TAKE UP SENATE BILL NO. 4

Mr. Moffett moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 4 be placed on its third reading and final passage.

The motion was lost (not receiving the necessary four-fifths vote) by the following vote:

Yeas—79

Adamson.	Devall.
Aikin.	Dunlap.
Alexander.	Dunagan.
Alsup.	Engelhard.
Butler.	Fain.
Calvert.	Few.
Canon.	Fisher.
Clayton.	Ford.
Crossley.	Fuchs.
Dean.	Glass.

Golson.	Pavlica.
Good.	Pope.
Goodman.	Ratliff.
Griffith.	Ray.
Harman.	Reed of Bowie.
Harris.	Reed of Dallas.
Head.	Renfro.
Hester.	Roberts.
Holekamp.	Rogers of Hunt.
Holland.	Rogers
Holloway.	of Ochiltree.
Hoskins.	Rollins.
Hunter.	Ross.
Hyder.	Russell.
Jackson.	Savage.
Jefferson.	Scott.
Johnson	Shannon.
of Anderson.	Shults.
Jones of Atascosa.	Steward.
Jones of Runnels.	Stinson.
Kyle of Palo Pinto.	Stovall.
Laird.	Stubbeman.
Latham.	Sullivant.
Leonard.	Turlington.
Mackay.	Van Zandt.
McCullough.	Wagstaff.
McKee.	Walker.
Merritt.	Winningham.
Moffett.	Wood.
Morse.	Young.
Munson.	

Nays—31

Baker.	Lindsey.
Barron.	Lotief.
Bourne.	Magee.
Bradley.	McDougald.
Burns.	Mitcham.
Camp.	Moore.
Chastain.	Morrison.
Colson.	Palmer.
Cowley.	Puryear.
Daniel.	Scarborough.
Davidson.	Stanfield.
Duvall.	Tarwater.
Hankamer.	Thomas.
Hartzog.	Tillery.
Hill of Brazoria.	Weinert.
Huddleston.	

Present—Not Voting

Hodges.

Absent

Anderson.	Hughes.
Barrett.	Hunt.
Bedford.	James.
Cathey.	Jones of Shelby.
Caven.	Kyle of Hays.
Celaya.	Lemens.
Coombes.	Long.
Dwyer.	Mathis.
Graves.	McClain.
Greathouse.	McGregor.
Harrison.	Metcalfe.
Hicks.	Nicholson.
Hill of Webb.	Parkhouse.

Patterson.	Tennyson.
Ramsey.	Townsend.
Reader.	Vaughan.
Riddle.	Wells.
Smith.	

Absent—Excused

Beck.	Kayton.
Johnson of Dimmit.	

SENATE BILL NO. 41 ON SECOND READING

Mr. Griffith moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 41 be placed on its second reading and passage to third reading, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—97

Aikin.	Holloway.
Alexander.	Hoskins.
Alsup.	Hunt.
Baker.	Hyder.
Bourne.	Jackson.
Burns.	Jefferson.
Butler.	Johnson
Camp.	of Anderson.
Canon.	Jones of Atascosa.
Chastain.	Jones of Runnels.
Clayton.	Kyle of Palo Pinto.
Colson.	Laird.
Coombes.	Latham.
Cowley.	Leonard.
Crossley.	Lindsey.
Daniel.	Long.
Davidson.	Mackay.
Dean.	McClain.
Devall.	McDougald.
Dunlap.	Mitcham.
Dunagan.	Moffett.
Duvall.	Moore.
Engelhard.	Morrison.
Few.	Morse.
Fisher.	Munson.
Ford.	Palmer.
Fuchs.	Pavlica.
Glass.	Pope.
Golson.	Puryear.
Good.	Ratliff.
Goodman.	Reed of Dallas.
Greathouse.	Renfro.
Griffith.	Roberts.
Hankamer.	Rogers of Hunt.
Harman.	Rogers
Harris.	of Ochiltree.
Hartzog.	Rollins.
Head.	Ross.
Hill of Brazoria.	Russell.
Hodges.	Scarborough.
Holekamp.	Scott.
Holland.	Shannon.

Shults.	Turlington.
Stanfield.	Van Zandt.
Steward.	Wagstaff.
Stovall.	Weinert.
Stubbeman.	Winningham.
Sullivant.	Wood.
Tarwater.	Young.
Thomas.	

Nays—7

Adamson.	Lotief.
Calvert.	Reed of Bowie.
Fain.	Walker.
Huddleston.	

Present—Not Voting

Tillery.

Absent

Anderson.	Mathis.
Barrett.	McCullough.
Barron.	McGregor.
Bedford.	McKee.
Bradley.	Merritt.
Cathey.	Metcalfe.
Caven.	Nicholson.
Celaya.	Parkhouse.
Dwyer.	Patterson.
Graves.	Ramsey.
Harrison.	Ray.
Hester.	Reader.
Hicks.	Riddle.
Hill of Webb.	Savage.
Hughes.	Smith.
Hunter.	Stinson.
James.	Tennyson.
Jones of Shelby.	Townsend.
Kyle of Hays.	Vaughan.
Lemens.	Wells.
Magee.	

Absent—Excused

Beck.	Kayton.
Johnson of Dimmit.	

The Speaker then laid before the House, on its second reading and passage to third reading,

S. B. No. 41, A bill to be entitled "An Act to fix the salaries and compensation of county commissioners in counties with a population of not less than 77,777 nor more than 78,000, according to the last Federal Census."

The bill was read second time.

Mr. Bedford offered the following amendment to the bill:

Amend Senate Bill No. 41 by inserting in line 3, Section 1, after the figures 78,000, the following: "and with a population of not less than 64,000 nor more than 66,000"; amend the caption to conform to the change made in the body of the bill.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

Senate Bill No. 41 was then passed to third reading.

HOUSE BILL NO. 63 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 63, A bill to be entitled "An Act to regulate the business of transporting persons for hire or for compensation over the public roads, highways, or bridges of the State of Texas, whether as a common carrier, contract, or charter carrier, or as a transportation agency or travel bureau for obtaining a co-traveler or co-travelers to share the expense of a trip or to act as an intermediary in connection therewith as a broker for hire, agent, or otherwise, whereby the expense of a trip or trips is to be shared, or to solicit, induce, or encourage another to purchase an interest in a motor vehicle in violation of this Act, unless the person, driver, or chauffeur in charge of the motor vehicle shall first comply with the laws of this State in connection with the obtaining of proper licenses; etc., and declaring an emergency."

The bill was read second time.

Question—Shall the bill pass to engrossment?

MESSAGES FROM THE GOVERNOR

The Speaker laid before the House, and had read, the following messages from the Governor:

Executive Office,
Austin, Texas, October 4, 1933.

To the Forty-third Legislature in First Called Session:

By request of Representative Jefferson, I herewith submit for your consideration, the bill hereto attached, to be entitled "An Act amending Section 13, Chapter 88, Acts of 1929, General Laws, Forty-first Legislature of Texas, Second Called Session, page 172, providing that the Highway Department shall issue or cause to be issued license number plates for each motorcycle, road tractor, trailer, semi-trailer, and for any other vehicle registered under said Act, and describing

how and where and when the license number plates shall be intricately attached to said described vehicle."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, October 4, 1933.

To the Forty-third Legislature in First Called Session:

By request of Representative Laird, I submit for your consideration a bill, hereto attached, to be entitled "An Act authorizing the State Board of Reclamation Engineers of the State of Texas to plan and execute the creation and laying out of State parks in co-operation with the National Park Service of the Department of the Interior."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, October 4, 1933.

To the Forty-third Legislature in First Called Session:

By request of Representative Laird, I herewith submit for your consideration the attached bill, to be entitled "An Act making an appropriation of fifteen thousand dollars (\$15,000), or so much thereof as may be necessary, to be used by the State Park Board in maintaining the parks created by the National Park Service in order for Texas to receive money from the Federal Government to aid the unemployed in Texas; providing for the expenditure of said appropriation, and declaring an emergency."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

Executive Office,
Austin, Texas, October 4, 1933.

To the Forty-third Legislature in First Called Session:

By request of Senator Greer, I herewith submit for your consideration, a bill hereto attached, to be entitled "An Act fixing the maximum amount of fees which county clerks can receive under the provisions of the maximum fee bill in counties having a prescribed population, and declaring an emergency."

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor of Texas.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, October 4, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 38, A bill to be entitled "An Act to amend House Bill No. 925, Chapter 89, Acts of the Forty-second Legislature, passed at its Regular Session in 1931, authorizing any navigation district created for the development of deep-water navigation which may now have, or may hereafter have, within its boundaries, a city of not less than twenty-seven thousand nor more than twenty-eight thousand inhabitants, as shown by the Federal Census last preceding such action, to borrow money and encumber its properties and revenues to secure payments thereof, by adding thereto new Sections, to be known as Sections 8, 9, 10, 11, 12, 13, and 14, so as to provide for notice and hearing in respect of the issuance of the evidences of any such indebtedness; etc., and declaring an emergency."

H. B. No. 45, A bill to be entitled "An Act validating and legalizing the creation of navigation districts heretofore created under authority of Section 52, Article III, of the Constitution of Texas, and which have thereafter been converted into navigation districts under Section 59, of Article XVI, of the Constitution, and as provided by Section 1, of Chapter 103, Acts of the Forty-first Legislature, 1929, First Called Session; etc., and declaring an emergency."

The Senate has adopted

S. C. R. No. 17, Granting Ralph Bowers et al. permission to bring suit against the County of Tarrant.

• Respectfully,
BOB BARKER,
Secretary of the Senate.

SENATE BILLS ON FIRST READING

The following Senate bills were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate Bill No. 38, to the Committee on Conservation and Reclamation.

Senate Bill No. 51, to the Committee on Conservation and Reclamation.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Jones of Atascosa:

H. B. No. 159, A bill to be entitled "An Act authorizing the board of trustees of independent school districts in this State to borrow from the Reconstruction Finance Corporation, or from other sources, for the purposes of installing canning factories, stadia, manual training departments, home economic departments, and departments for giving instructions in dramatic art; providing for charging of fees for the use of such equipment and departments to make the same self-liquidating, and providing for the issuance of securities based on such fees which may be supplemented by the local maintenance tax of such districts; etc., and declaring an emergency."

Referred to Committee on Education.

By Mr. Hill of Brazoria:

H. B. No. 160, A bill to be entitled "An Act to validate the organization and creation of all school districts, including common school districts, independent school districts, consolidated common school districts, consolidated independent school districts, county line school districts, consolidated county line school districts, and rural high school districts, whether created by general or special law, or county boards of trustees and boards of such districts; etc., and declaring an emergency."

Referred to Committee on Education.

By Mr. Harman et al.:

H. B. No. 161, A bill to be entitled "An Act making an appropriation out of the General Revenue of the State of Texas for the balance of the fiscal year ending August 31, 1934, to be used by the Texas State Parks Board, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Engelhard, Mr. Holekamp, Mr. Hester, and Mr. Graves:

H. B. No. 162, A bill to be entitled "An Act creating a water conservation and reclamation district as a public corporation under Section 59, Article XVI, of the Constitution of Texas, to be known as 'The Colorado River Authority'; defining the territory of such district; prescribing the purpose, authority, powers, and privileges of such corporation; providing for directors of the corporation, their term of office, their compensation, their powers, and duties, and for the employment by them of a secretary, manager, attorneys, auditors, engineers, and other assistants; etc., and declaring an emergency."

Referred to Committee on Conservation and Reclamation.

By Mr. Pope:

H. B. No. 163, A bill to be entitled "An Act ceding to the City of Corpus Christi, Texas, all public lands within the bed of the Nueces River, from its mouth to its junction with the eastern boundary line of McMullin County; permitting lessees within such area to contract with the city for the abandonment of any producing oil or gas wells within such area; repealing laws in conflict herewith, and declaring an emergency."

Referred to Committee on Public Lands and Buildings.

By Mr. Alsop:

H. B. No. 164, A bill to be entitled "An Act to fix the salaries and compensation of county commissioners in counties with a population of not less than 24,060, nor more than 24,100, according to the last Federal Census, and providing for the manner and the fund from which said salaries shall be paid, and declaring an emergency."

Referred to Committee on Counties.

By Mr. Jefferson:

H. B. No. 165, A bill to be entitled "An Act amending Section 13, Chapter 88, Acts of 1929, General Laws, Forty-first Legislature of Texas, Second Called Session, page 172, providing that the Highway Department shall issue, or cause to be issued, license number plates for each motorcycle, road tractor, trailer, semi-trailer, and for any other vehicle registered under said Act, and declaring and describing how and where

and when the license number plate shall be attached to said described vehicle; etc., and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Laird:

H. B. No. 166, A bill to be entitled "An Act making an appropriation of fifteen thousand dollars (\$15,000), or so much thereof as may be necessary to be used by the State Park Board in maintaining the parks created by the National Park Service in order for Texas to receive money from the Federal Government to aid the unemployed in Texas; providing for the expenditure of said appropriation, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Laird:

H. B. No. 167, A bill to be entitled "An Act authorizing the State Board of Reclamation Engineers of the State of Texas to plan and execute the creation and laying out of State parks in co-operation with the National Park Service of the Department of Interior; empowering the State Board of Reclamation with exclusive authority to do all work required in order to insure the State of Texas sharing in the Federal funds expended under the National emergency conservation work, making an appropriation therefor, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Sullivant, Mr. Ross, and Mr. Van Zandt:

H. B. No. 168, A bill to be entitled "An Act amending Chapter 116, Acts of the Regular Session of the Forty-third Legislature, by adding thereto Sections 28-a, 28-b, 28-c, 28-d, and 28-e, so as to provide for the regulation of the manufacture, selling, distribution, disposition, storage, and transportation of vinous beverages, and prescribing, defining and providing the means, manner, and method thereof; providing for the licensing and regulating of persons dealing therein; providing for the assessment and collection of taxes and fees, and the method and manner thereof, and declaring an emergency."

Referred to Committee on Liquor Traffic.

By Mr. Turlington et al.:

H. B. No. 169, A bill to be entitled "An Act amending Section 1, of Chapter 58, of the General Laws of the Forty-second Legislature, Regular Session, as amended by House Bill No. 878, known as Chapter 97, of the General Laws of the Forty-third Legislature, Regular Session, redefining marginal wells, and declaring an emergency."

Referred to Committee on Oil, Gas, and Mining.

RECESS

Mr. Stovall moved that the House recess to 9:30 o'clock a. m., tomorrow.

Mr. Merritt moved that the House recess to 9 o'clock a. m., tomorrow.

The motion of Mr. Stovall prevailed and the House accordingly at 6:10 o'clock p. m., took recess to 9:30 o'clock a. m. tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

Revenue and Taxation: House Bill No. 33.

Highways and Motor Traffic: House Bills Nos. 137 and 112.

Agriculture: House Bill No. 149.

Appropriations: House Bills Nos. 131 and 132.

Claims and Accounts: House Bill No. 115.

Criminal Jurisprudence: House Bill No. 104.

Education: House Concurrent Resolution No. 17.

Judiciary: House Bill No. 147.

Judicial Districts: Senate Bill No. 21, House Bills Nos. 67 and 142.

Public Lands and Buildings: House Bills Nos. 133, 100, and Senate Bill No. 56.

Counties: Senate Bill No. 41; House Bills Nos. 127, 145, and 146.

Penitentiaries: House Bill No. 42.

State Affairs: House Bills Nos. 20, 32, and 97.

Municipal and Private Corporations: House Bills Nos. 116 and 66.

Conservation and Reclamation: House Bill No. 129.

Liquor Traffic: House Bill No. 152.

The Committee on Municipal and Private Corporations filed adverse reports, with minority favorable reports, on House Bills Nos. 95 and 75.

The Committee on Penitentiaries filed an adverse report, with a minority favorable report, on House Bill No. 77.

The Committee on Revenue and Taxation filed an adverse report, with a minority favorable report, on House Bill No. 58.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,
Austin, Texas, October 3, 1933.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 51, A bill to be entitled "An Act providing for the insurance of deposits in certain State banks; providing penalties for failure to comply with the provisions of this Act; fixing venue in the courts of Travis County, Texas, in all suits instituted under this Act; providing if any part of this Act is declared invalid, it shall not affect the validity of the remainder of the Act, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, October 3, 1933.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 64, A bill to be entitled "An Act defining 'machine gun' and 'person'; making it an offense to possess or use machine guns; making it an offense to sell, lease, barter, give, exchange, trade, or cause to be sold, leased, given, bartered, exchanged, or traded a machine gun to any person; providing penalty for possessing machine gun; providing penalty for selling, leasing, bartering, giving, exchanging, trading, or causing to be sold, leased, given, bartered, exchanged, or traded a machine gun to any person; providing exceptions where machine guns are sold to the military forces of the United States or any political subdivision thereof,

and the transportation thereof; providing exceptions when the possession of machine guns for scientific purposes, or possession of machine guns not usable as a weapon and possessed as a curiosity, ornament, or keepsake, and possession of machine guns by officials or employees of the State Prison System; providing exceptions where machine guns are sold, leased, bartered, exchanged, or given the Adjutant General of the State of Texas, the sheriff of any county, the chief of police of a municipality, the purchasing agent for the Texas State Prison System, the military forces or peace officers of the United States, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, October 3, 1933.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 41, A bill to be entitled "An Act amending Article 2629, Chapter 1, Title 47, Revised Civil Statutes of 1925, as amended by Chapter 57, First Called Session, Fortieth Legislature, as further amended by Chapter 124, General Laws, Regular Session, Forty-first Legislature, and as further amended by Senate Bill No. 551, Chapter 240, General Laws, Regular Session, Forty-third Legislature, to authorize the State Depository Board to accept warrants drawn against the General Revenue Fund of the State as collateral to secure deposits made by the State in State depositories; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, October 3, 1933.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 79, A bill to be entitled "An Act amending Chapter 101, of the Special Laws of the Regular Session of the Forty-third Legislature, prohibiting the taking, killing, or possession of wild fox for the pur-

pose of barter or sale, and prohibiting the use of steel traps for taking fur-bearing animals in certain counties, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, October 3, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 93, A bill to be entitled "An Act granting the Commissioners Court of Childress County, Texas, power to use all or any part of the interest collected on notes held by the said Childress County against Childress County school land in Bailey and Cochran Counties, Texas; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, October 3, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 62, A bill to be entitled "An Act fixing the seasonal bag limit on wild deer during the open season in Comal County, for a period of one (1) year from and after the passage of this Act; providing a penalty; repealing all laws or parts of laws in conflict herewith, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, October 3, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 39, A bill to be entitled "An Act to validate all ad valorem tax levies heretofore made by incorporated cities and towns in the State of Texas, which levies are unenforceable because of the failure of the governing bodies of such respective incorporated cities and towns to make such levy or levies by ordinance, and which are unenforceable because of

the failure of such governing bodies to appoint the statutory board of equalization, and where the city council, city commission, or other governing body of such incorporated city or town have acted as a board of equalization in the fixing of the valuation of taxable property for ad valorem taxes within any such incorporated city or town; etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, October 4, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 88, A bill to be entitled "An Act amending Article 2350, Chapter 44, of the Revised Civil Statutes of the State of Texas, 1925, as amended by Act of the Thirty-ninth Legislature, Regular Session, Chapter 135, Section 1; and as amended by Act of the Fortieth Legislature, page 435, Chapter 490, Section 1; and as amended by Act of the Fortieth Legislature, First Called Session, page 138, Chapter 46, Section 1; and as amended by House Bill No. 555, Chapter 216, page 727, Acts of the Forty-third Legislature, Regular Session, relating to the salaries of county commissioners in certain counties, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, October 3, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 108, A bill to be entitled "An Act to provide that where a majority of the resident taxpayers being qualified electors of any city or town in this State having a population in excess of ten thousand (10,000) inhabitants, having voted at an election held in such city or town in favor of the expending of public funds in such city or town in carrying out the provisions of Chapter 10, General Laws of the Thirty-sixth Legislature, Regular Session, such election and

all acts and proceedings had and done in connection therewith by the governing body of such city or town are hereby legalized, approved, and validated; and further providing that no further election shall be necessary for the expenditure of public funds to carry out the provisions of House Bill No. 30, of the First Called Session of the Forty-third Legislature, but any election held under the provisions of Chapter 10, General Laws of the Thirty-sixth Legislature, Regular Session, shall be, and hereby deemed to be, sufficient to carry out the provisions of House Bill No. 30, of the First Called Session of the Forty-third Legislature; legalizing, approving, and validating any other elections held in conformity with Chapter 10, General Laws of the Thirty-sixth Legislature, Regular Session; providing funds now belonging to firemen and policemen fund shall remain in said fund; legalizing, approving, and validating vouchers heretofore issued; providing if any part of this Act is declared invalid or unconstitutional, it shall not affect the validity of the Act, and declaring an emergency."

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, October 3, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 67, A bill to be entitled "An Act amending Section or Subsection 12, of Article 199, of the Revised Civil Statutes of Texas, as amended in 1931; changing the times of holding the terms of the district courts in the Twelfth Judicial District of Texas; changing the length of terms of the district courts of certain of the counties in said judicial districts; enacting necessary provisions with reference to processes, writs, bonds, recognizances, and with reference to grand petit jurors made necessary by the changes made by this Act, and validating and legalizing the same; providing that this Act shall take effect January 1, 1934, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, October 3, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 83, A bill to be entitled "An Act creating a closed season upon wild deer, buck, doe, fawn, wild turkey, or pheasant for a period of five (5) years in the County of Erath, State of Texas, making it unlawful for any person to hunt, trap, ensnare, kill, or attempt to kill, by any means whatsoever, any wild deer, buck, doe, fawn, wild turkey, or pheasant for a period of five (5) years; providing a penalty therefor, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, October 3, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 87, A bill to be entitled "An Act prohibiting the use of a seine or net for taking fish from any of the waters of Bastrop County, excepting a minnow seine for the purpose of taking bait; providing a penalty, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, October 3, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 142, A bill to be entitled "An Act creating the Special Ninth District Court of Montgomery County, Waller County, Polk County, and San Jacinto County, Texas, prescribing its jurisdiction, limiting its existence, fixing its terms; providing for the appointment of a judge thereof, fixing his compensation, making an appropriation for the same, prescribing his powers and duties; providing for the transfer of cases from the Ninth Judicial District Court to said Special Ninth District Court and from said Special Ninth District Court to the Court of the Ninth Judicial

District; providing for the appointment of an assistant district attorney to prosecute cases in said Court, making an appropriation for his salary; providing for the District Clerks of Montgomery County, Waller County, Polk County, and San Jacinto County, and their successors in office to be the clerks for said Special Ninth District Court in their respective counties; providing a seal for said Special Ninth District Court; repealing all laws or parts of laws in conflict herewith; providing that if any section of this Act be held unconstitutional or invalid for any reason, the same shall not impair or affect the remaining sections or provisions, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, October 3, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 102. A bill to be entitled "An Act providing for payment of the salary of the ex-officio superintendent of public instruction in all counties having not less than seven thousand six hundred and forty-five (7,645) and not more than seven thousand six hundred and ninety (7,690) population, according to the last preceding Federal Census, from the county available school fund; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, October 3, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 127, A bill to be entitled "An Act amending Chapter 220, Acts of the Forty-third Legislature, Regular Session, page 734, by adding thereto Section 5-b (Article 3886-b), providing for the maximum compensation of assistant county attorneys in all

counties in this State having a population of one hundred thousand and one (100,001) inhabitants and not more than one hundred and fifty thousand (150,000) inhabitants, and containing two cities of fifty thousand (50,000) population or more each, according to last preceding Federal Census; providing for the compensation of assistant county attorneys in such counties; repealing all laws and parts of laws in conflict herewith; providing that this Act shall become effective on and after January 1, 1934, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, October 3, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 110, A bill to be entitled "An Act prohibiting the use of any seine or net for taking fish from any of the waters of Red River County, except a seine or net of not less than two-inch square mesh; or a minnow seine for the purpose of taking bait; providing a penalty; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, October 3, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 120, A bill to be entitled "An Act amending Article 3937, Revised Civil Statutes of Texas, 1925, as amended by Chapter 20, Section 7, Acts of the Fourth Called Session of the Forty-first Legislature, and as further amended by Chapter 94, Section 1, of the Regular Session of the Forty-second Legislature, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, October 4, 1933.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 23, A bill to be entitled
"An Act for the continuation of the
campaign for the control and preven-
tion of malaria; prescribing the duties
of the State Board of Health in
reference thereto; making appropri-
ation, and declaring an emergency,"

Has carefully compared same, and
finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, October 4, 1933.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 11, A bill to be entitled
"An Act making an appropriation, to
be paid out of the General Revenue
Fund of the State of Texas, the sum
of one thousand five hundred dollars
(\$1,500) not otherwise appropriated,
to pay for an electric frigid unit for
the Governor's Mansion; and for pre-
servation and beautification of the
Mansion grounds, and declaring an
emergency,"

Has carefully compared same, and
finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, October 3, 1933.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 103, A bill to be entitled
"An Act providing for the pledging
of local school funds from district
taxes and other local sources to be
used to pay the interest and sinking
fund on a loan or loans from the
Federal Government for certain pur-
poses; authorizing the pledging of
annual tax receipts by the board of
trustees; authorizing the making of
contracts with lenders upon certain
terms; etc., and declaring an emer-
gency."

Has carefully compared same, and
finds it correctly engrossed.

HYDER, Vice-Chairman.

REPORT OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,
Austin, Texas, October 4, 1933.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 59, "An Act to prohibit
the trapping or hunting with guns
of wild foxes, or having in possession
the pelts thereof, in Upshur County;
providing a penalty; providing that
farmers or poultry raisers may kill
such foxes while in the act of actually
destroying chickens or other poultry
or farm animals; repealing all laws
or parts of laws in conflict herewith,
and declaring an emergency,"

Has carefully compared same, and
finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,
Austin, Texas, October 4, 1933.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. C. R. No. 14, Protesting passage
of "The Duck Stamp Bill" by Con-
gress,

Has carefully compared same, and
finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,
Austin, Texas, October 4, 1933.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 45, "An Act validating
and legalizing the creation of naviga-
tion districts, heretofore created under
authority of Section 52, Article III,
of the Constitution of Texas, and
which have thereafter been converted
into navigation districts under Section
59, of Article XVI, of the Constitu-
tion, and as provided by Section 1,
of Chapter 103, Acts of the Forty-
first Legislature, 1929, First Called
Session; validating and legalizing the
authorization and issuance of bonds
issued by, or on behalf of, navigation
districts, and the levy of taxes for the
payment thereof; authorizing the as-
sessment and collection of general ad

valorem taxes in all such navigation districts for the payment of all navigation district bonds now outstanding; finding that all lands within such navigation districts have been, and/or will be, benefited by the creation thereof and the construction of authorized improvements; enacting provisions incident and necessary to the subject and purpose of this Act, and declaring an emergency."

Has carefully compared same, and finds it correctly enrolled.

ROGERS of Hunt, Chairman.

Committee Room,
Austin, Texas, October 4, 1933.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 38, "An Act to amend House Bill No. 725, Chapter 89, Acts of the Forty-second Legislature, passed at its Regular Session in 1931, authorizing any navigation district created for the development of deep water navigation which may now have, or may hereafter have, within its boundaries a city of not less than twenty-seven thousand (27,000), nor more than twenty-eight thousand (28,000) inhabitants as shown by the Federal Census, last preceding such action, to borrow money and encumber its properties and revenues to secure payment thereof, by adding thereto new Sections to be known as Sections 8, 9, 10, 11, 12, 13, and 14, so as to provide for notice and hearing in respect of the issuance of the evidences of any such indebtedness; authorizing the commissioners of any such district to adopt all necessary orders and resolutions pertinent to the creation of any such indebtedness; providing that such evidences of indebtedness shall be signed by the chairman, countersigned by the secretary of the board of commissioners of any such district; providing that any such evidences of indebtedness may be registered as to principal only by the trustee named in the indenture executed by the commissioners of said district to secure payment of such evidences of indebtedness; providing that the provisions of Articles 8240, 8241, 8242, and 8243, Revised Civil Statutes, 1925, shall not apply to the grant of any franchise under the provisions of Section 5, of said Chapter 89; providing that no proceedings

shall be required to be taken by either any commissioners court or navigation board to effect the purposes of this Act; ratifying, confirming, approving, and validating any proceedings had by any such district in respect of the issuance of evidences of indebtedness contemplated and authorized by said House Bill No. 725, and this amendment thereto, including any and all notices and hearings heretofore issued and had in conformity with the provisions of this Act; authorizing the Commissioners of any such district to issue and sell such evidences of indebtedness; enacting provisions incident and necessary to the subject and purpose of this Act, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

ROGERS of Hunt, Chairman.

FOURTEENTH DAY

(Continued)

(Thursday, October 5, 1933)

The House met at 9:30 o'clock a. m., and was called to order by Speaker Stevenson.

LEAVE OF ABSENCE GRANTED

(By Unanimous Consent)

Mr. Greathouse was granted leave of absence for today, on account of important business, on motion of Mr. Burns.

GRANTING FRANK TINER PERMISSION TO SUE THE STATE

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 10, To grant Frank Tiner permission to sue the State.

Whereas, On or about September the 6, 1933, Frank Tiner, of Lavernia, Wilson County, Texas, was en route to his home, when five miles north of Beeville, a highway truck, one of a convoy going to the Rio Grande Valley, and traveling at a high rate of speed, struck his Overland car on a narrow bridge, completely demolishing same, and injuring the occupants; and

Whereas, The demolished car was the only means of transporting prod-